

from and after its passage, and it is so enacted.

NINETEENTH DAY.

Senate Chamber,
Austin, Texas.

Wednesday, July 16, 1919.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hall.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent—Excused.

Gibson. Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Dorough.

Petitions and Memorials.

See Appendix.

Standing Committee Reports.

See Appendix.

Bills Read and Referred.

By Senator Rector:

S. B. No. 160, A bill to be entitled "An Act to amend Chapter 79, page 202 of the General Laws of the Regular Session of the Twenty-seventh Legislature of the State of Texas, approved on the 9th day of April, 1901, entitled 'An Act to create a more efficient road system for Brown County, Texas, etc.' and declaring an emergency."

Read first time and referred to Committee on Roads, Bridges and Ferries.

By Senator Floyd:

S. B. No. 161, A bill to be entitled "An Act to create a more efficient road system for Red River County, Texas, adopting certain provisions of Chapter 2, Title 18, Revised Civil Statutes of 1911, as amended and added to by Chapter 203, Acts of the Regular Session of the Thirty-fifth Legislature, and Chapter 13 of the Fourth Called Session of the Thirty-fifth Legislature, except as herein provided, etc. Providing that this Act shall be cumulative of all general laws on the subject treated of herein and of the special road laws of Red River County, except repealing Chapter 31, Special Laws of the Regular Session of the Thirty-fourth Legislature, and declaring an emergency."

Read first time and referred to Committee on Road, Bridges and Ferries.

By Senator Witt:

S. B. No. 162, A bill to be entitled "An Act to amend Article 657, Chapter 3, Title 18, Revised Civil Statutes of the State of Texas, which article provides for the issuance of bonds for taking up bonds previously issued by counties, providing that said Article shall apply also to cities and towns, and that the new bonds may be issued at a rate of interest not to exceed six per centum per annum; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Floyd:

S. B. No. 163, A bill to be entitled "An Act to amend Chapter 87 of the Regular Session of the Thirty-sixth Legislature entitled an 'Act to create a more efficient road law for Delta County and providing for a proper mode for handling funds from the sale of road bonds and for compensation for members of permanent road board; and declaring an emergency.'"

Read first time and referred to committee on Roads, Bridges and Ferries.

By Senator Caldwell.

S. B. No. 164, A bill to be entitled

"An Act making appropriation of the sum of fifteen thousand dollars \$15,000.00 or as much thereof as may be necessary to pay the contingent expenses of the Second Called Session of the Thirty-sixth Legislature of the State of Texas, providing how accounts may be approved; and declaring an emergency."

Read first time and referred to Committee on Finance.

Messages from the Governor.

Governor's Office,
Austin, Texas, July 15, 1919.

To the Thirty-sixth Legislature in Second Called Session.

Gentlemen: I beg to submit for your consideration the subject of amending Chapter 3, Title 18, Revised Civil Statutes of the State of Texas, with reference to the issuance of bonds for the purpose of funding, refunding and compromising bonds which have already been issued, providing their issuance to bear a rate of interest not to exceed six per cent per annum.

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 15, 1919.

To the Thirty-sixth Legislature in Second Called Session.

At the request of Senator Floyd, I submit for your consideration the following subject, to-wit:

"An Act to create a more efficient road system for Red River County, Texas, etc."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 15, 1919.

To the Thirty-sixth Legislature in Second Called Session.

At the request of Representative Bertram and Smith of Hopkins, I submit for your consideration the following subject:

"An Act to create a more efficient road system for Hopkins County, Texas."

Respectfully submitted,
W. P. HOBBY,
Governor

Governor's Office,
Austin, Texas, July 12, 1919.

To the Thirty-sixth Legislature in Second Called Session.

At the request of Representative Gaddy, I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Section 7, of Chapter 1 of the Special Laws of the First Called Session of the Twenty-eighth Legislature, approved April 23, 1903, relating to roads in certain counties so as to exempt the county of Jefferson from the operation of said Section 7 and to repeal Section 7 of Chapter 24 of the Special Laws of the Regular Session of the Thirty-second Legislature approved March 7, 1911, relating to the roads in Jefferson County, and to amend said Chapter 24 of the Special Laws of the Regular Session of the Thirty-second Legislature, approved March 7, 1911, by adding Section 11 thereto, providing for the regular employment of a county road engineer by the commissioners court of the said county of Jefferson."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 15, 1919.

To the Thirty-sixth Legislature in Second Called Session.

At the request of Representative Faubion and Senator Caldwell, I submit for your consideration the following subject, to-wit:

"An Act to repeal all special road laws heretofore enacted for Burnet County, Texas, * * * validating bond elections heretofore held, etc."

Respectfully submitted,
W. P. HOBBY,
Governor.

Governor's Office,
Austin, Texas, July 15, 1919.

To the Thirty-sixth Legislature in Second Called Session.

I ask the advice, consent and confirmation of your honorable body in the appointment of Hon. A. B. Watkins of Athens as a member of the State Normal School Board of Regents, vice Hon. W. J. Crawford of Beaumont, resigned.

Respectfully submitted,
W. P. HOBBY,
Governor.

The above was read and referred

to the Committee on Nominations by the Governor.

Governor's Office,
Austin, Texas, July 16, 1919.
To the Thirty-sixth Legislature in
Second Called Session.

At the request of Senator Floyd I submit for your consideration the subject of amending the Delta County Road Law.

Respectfully submitted,
W. P. HOBBY,
Governor.

House Bill No. 66.

The Chair laid before the Senate on second reading:

H. B. No. 66, A bill to be entitled "An Act creating the Lovelady School District in Houston County, Texas; defining its boundaries; providing for board of trustees to manage and control the public free schools within said district; investing the district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the general laws; creating the trustees of said independent district as a board of equalization thereof, and conferring upon them the power, etc., given by the general laws, and declaring an emergency."

The committee report that the bill be not printed, was adopted.

The bill was read second time, and on motion of Senator Strickland was passed to its third reading.

House Bill No. 114.

The Chair laid before the Senate on second reading:

H. B. No. 114, A bill to be entitled "An Act to create the Van Independent School District in Van Zandt County, Texas; defining its boundaries; providing for a board of trustees, etc., and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time, and on motion of Senator Suiter was passed to its third reading.

House Bill No. 112.

The Chair laid before the Senate on second reading:

H. B. No. 112, A bill to be entitled

"An Act to amend 'An Act creating the Follett Independent School District of Lipscomb County, defining its metes and bounds, vesting it with the rights, powers, duties and privileges of districts incorporated for school purposes only, etc.," said original Act being House Bill No. 65, Chapter 13, Fourth Called Session of the Thirty-fifth Legislature; this amending Act revising the boundaries of said Follett Independent School District, fixing the number of trustees, etc., and declaring an emergency."

The Committee report that the bill be not printed was adopted.

The bill was read second time, and on motion of Senator Buchanan of Scurry was passed to its third reading.

House Bill No. 77.

The Chair laid before the Senate on second reading:

H. B. No. 77, A bill to be entitled "An Act to exempt the county of Uvalde from the provisions and operations of Articles 7256 to 7304, inclusive, of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, and all acts amendatory thereto relating to the inspection of hides and animals, and repealing all laws in conflict therewith, and declaring an emergency."

The committee report that the bill be not printed, was adopted.

The bill was read second time, and on motion of Senator Hertzberg was passed to its third reading.

House Bill No. 23.

The Chair laid before the Senate on second reading:

H. B. No. 23, A bill to be entitled "An Act to amend Article 7305 of the Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 114 of the Acts of the Regular Session of the Thirty-fifth Legislature, relating to the inspection of hides and animals by striking therefrom the word 'Bailey,' so as to include Bailey County among the counties subject to the provisions of Chapter 7, Title 124, of the Revised Civil Statutes of 1911, as the same was amended by Chapter 127, Acts of the Regular Session of the Thirty-fifth Legisla-

ture, relating to regulations for the protection of stock raisers in certain localities, and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and on motion of Senator Buchanan of Scurry was passed to its third reading.

House Bill No. 116.

The Chair laid before the Senate on second reading:

H. B. No. 116, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Regular Session of Thirty-sixth Legislature, relating to public weighers, their duties and the rules and regulations for the performance of their duties, by adding thereto Section 1a, prescribing bond to be given by persons, firms, corporations, co-partnerships, or individuals and licensed ginners engaged in the business of public weighing for hire, and declaring an emergency."

Senator Dayton moved that the bill be laid on the table subject to call.

As a substitute, Senator Buchanan of Scurry moved that the bill be set as a special order for three o'clock p. m. today.

The substitute motion prevailed and the bill was accordingly set as a special order.

House Bill No. 135.

The Chair laid before the Senate on second reading:

H. B. No. 135, A bill to be entitled "An Act creating Rusk Independent School District in Cherokee County, Texas, defining its boundaries, etc., and declaring an emergency."

The committee report that the bill be not printed, was adopted.

The bill was read second time, and on motion of Senator Smith was passed to its third reading.

House Bill No. 147.

The Chair laid before the Senate on second reading:

H. B. No. 147, A bill to be entitled "An Act establishing and creating the Ganado Independent School Dis-

trict in Jackson County, Texas; increasing and defining its boundaries; providing for the election of a board of trustees to manage and control the public free schools within such district; vesting said district with the rights and powers and privileges and duties of an independent school district; providing that the taxes heretofore voted in any of the added territory to the said independent school district shall not be repealed by this Act, and declaring an emergency."

The committee report that the bill be not printed, was adopted.

The bill was read second time, and on motion of Senator Dayton was passed to its third reading.

House Bill No. 8.

The Chair laid before the Senate on second reading:

H. B. No. 8, A bill to be entitled "An Act appropriating the sum of Seventy-five Thousand Dollars or so much thereof as may be necessary out of the public treasury of the State, not otherwise appropriated, to pay off and satisfy all lawful claims for witnesses in felony cases who were residing in the county of prosecution when such fees accrued, which said fees where then authorized and fixed by law, and declaring an emergency."

Senator Strickland the adoption of the minority (favorable) committee report.

The motion was lost by the following vote:

Yeas—9.

Clark.	Hopkins.
Cousins.	Smith.
Dudley.	Strickland.
Hall.	Suiter.
Hertzberg.	

Nays—14.

Buchanan of Scurry.	Johnston.
Carlock.	Page.
Dayton.	Parr.
Dean.	Westbrook.
Dorough.	Williford.
Faust.	Witt.
Floyd.	Woods.

Present—Not Voting.

Alderdice.	Rector.
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Absent.

Bailey. McNealus.
Caldwell.

Absent—Excused.

Buchanan of Bell. Gibson.

On motion of Senator Carlock the majority (adverse) committee report was adopted.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 55, A bill to be entitled "An Act to amend Section 8, Chapter 119, of the General Laws of the State of Texas, passed by the Thirty-second Legislature of the State of Texas, 1911, and as amended by Chapter 111 of the General Laws of the State of Texas as passed by the Thirty-sixth Legislature, relating to the compensation of official shorthand reporters; repealing all laws in conflict with this section, and declaring an emergency."

With engrossed riders.

Respectfully submitted,

T. B. REESE,

Chief Clerk, House of Representatives.

Simple Resolution No. 28.

Whereas, the Hon. R. P. Conner, a former distinguished member of this body, is now present in the Capitol; therefore, be it

Resolved, by the Senate, that the courtesies of the floor be extended to him for the day and he be invited to address the Senate.

RECTOR.
DAYTON.
SMITH.

The resolution was read and adopted and Senator Conner made a brief address.

Senate Bill No. 107.

Senator Page moved that S. B.

No. 107, be set as special order for 4:00 o'clock p. m., today.

The motion prevailed and the bill was set accordingly.

Simple Resolution No. 29.

Whereas, Hon. John L. Ratliff, a former member of this body is now in the city; therefore, be it

Resolved, that he be extended the privileges of the Senate and that he be invited to address the Senate.

FLOYD.

The resolution was read and adopted and Senator Ratliff addressed the Senate briefly.

Senate Bill No. 140.

The Chair laid before the Senate as pending business on second reading:

S. B. No. 140, A bill to be entitled "An Act making appropriations for the support of the State Government for two years beginning September 1, 1919, and ending August 31, 1921, and for other purposes, and prescribing certain regulations and restrictions in respect thereto; and declaring an emergency."

The question being upon the following amendment:

(11) Amend Senate Bill No. 140 page 46, printed bill, by inserting between lines 17 and 18, the following:

"To meet amount allotted by the U. S. Bureau of Plant Industry to be used in salary and expenses, and for inspection and eradication of the citrus canker, none to be used for traveling outside of the State 20,000.00 20,000.00."

The amendment was adopted.

Senator Clark offered the following:

(12) Amend S. B. No. 140, on page 2, line 6, by striking out the figures "2600 2600," and insert in lieu thereof "3000 3000."

The amendment was adopted by the following vote:

Yeas—14.

Caldwell.	Dean.
Clark.	Dudley.
Cousins.	Hertzberg.
Dayton.	Johnston.

McNealus. Rector.
Page. Smith.
Parr. Westbrook.

Nays—12.

Alderdice. Hopkins.
Buchanan of Bell. Strickland.
Buchanan of Scurry. Sulter.
Dorough. Williford.
Faust. Witt.
Floyd. Woods.

Present—Not Voting.

Hall.

Absent.

Bailey. Carlock.

Absent—Excused.

Gibson.

The following by Senator Alderdice was read and adopted:

(13) Amend S. B. No. 140, by striking out the figures "2100.00" wherever they occur in lines 13 and 14 of page 35 and inserting in lieu thereof "2400.00," wherever "2100.00" occurs.

Senator Floyd offered the following:

Amend Senate Bill No. 140, page 45; printed bill, by striking out in line 25 the figures "5,000.00 5,000.00" and insert in lieu thereof the following figures: "7,000.00 7,000.00."

On motion of Senator Caldwell the amendment was tabled.

The following amendment by Senator Alderdice was read and adopted:

(14) Amend S. B. No. 140, by striking out the figures "\$2500.00 \$2500.00" in line 32, page 35, and insert in lieu thereof "\$3000.00 \$3000.00."

Senator Alderdice offered the following:

(15) Amend Senate Bill No. 140 by striking out on page 36, line 8 of printed bill the words "\$500.00 \$500.00" and substituting therefor "1,000.00 \$1,000.00."

Senator Caldwell moved to table the amendment and this motion was lost by the following vote:

Yeas—12.

Buchanan of Bell. Dorough.
Caldwell. Johnston.
Carlock. Page.
Clark. Parr.

Sulter. Williford.
Westbrook. Woods.

Nays—16.

Alderdice. Hall.
Buchanan of Scurry. Hertzberg.
Cousins. Hopkins.
Dayton. McNealus.
Dean. Rector.
Dudley. Smith.
Faust. Strickland.
Floyd. Witt.

Absent.

Bailey.

Absent—Excused.

Gibson.

The amendment was then adopted. Senator Alderdice offered the following:

Amend Senate Bill No. 140 by striking all of line 17, page 35, and insert in lieu thereof the following:

"Salary 6 school supervisors \$12,000.00 \$12,000.00."

Senator Westbrook moved to table the amendment and this motion prevailed by the following vote:

Yeas—14.

Buchanan of Bell. Rector.
Caldwell. Sulter.
Clark. Westbrook.
Dorough. Williford.
Dudley. Woods.
Hall. Johnson, W. A.,
Page. Lt. Governor.
Parr.

Nays—13.

Alderdice. Hopkins.
Buchanan of Scurry. Johnston.
Cousins. McNealus.
Dayton. Smith.
Faust. Strickland.
Floyd. Witt.
Hertzberg.

Present—not voting.

Carlock.

Absent.

Bailey.

Dean.

Absent—Excused.

Gibson.

Senator Dorough offered the following:

Amend Senate Bill No. 140, page 5, by striking out line 10.

On motion of Senator Dayton the amendment was tabled.

Senator Hopkins offered the following:

Amend Senate Bill No. 104, page 5, line 9, by striking out the figures "\$1300.00" where they appear and insert in lieu thereof "\$1800.00."

On motion of Senator Westbrook the amendment was tabled.

The following amendment by Senator Page was adopted:

(16) Amend Senate Bill No. 140 line 19, page 42, by striking out the figures "\$1800.00" whenever they occur and insert in lieu thereof "\$2000.00."

Senator Caldwell offered the following:

(17) Amend Senate Bill No. 140 page 42, line 12, strike out "2000 each year" and insert in lieu thereof "2400 each year."

Senator Clark moved to table the amendment and this motion was lost by the following vote:

Yeas—10.

Buchanan of Bell.	Hopkins.
Clark.	Rector.
Dean.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.

Nays—16.

Alderdice.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Dayton.	Parr.
Dorough.	Smith.
Dudley.	Strickland.
Hall.	Witt.
Hertzberg.	Woods.

Present—Not Voting.

Cousins.

Absent.

Bailey.

Buchanan of Scurry.

Absent—Excused.

Gibson.

The amendment was then adopted. Senator Rector offered the following:

Amend page 48, line 18, to page 49, line 4, inclusive, of Senate Bill No. 140 to read as follows:

"The sum of twenty-five thousand dollars or as much thereof as may be necessary is hereby appropriated, to be spent by the State Reclamation

engineer as provided by the statutes authorizing and prescribing his duties which are hereby extended to embrace surveys and other work for irrigation purposes: for the purpose of making the necessary surveys, and doing all other necessary work to determine the feasibility and practicability and probable cost of storing and distributing water for irrigation and other purposes, as contemplated by law, and for locating reservoir and dam sites for the storage of water for said purposes, and determining the capacity of said reservoirs and the amount and location of the land to be irrigated therefrom and the estimated cost of the storage and distribution of said water where same is located for irrigation purposes.

"Provided, that this method of locating and surveying irrigation and drainage districts shall not in any way interfere with the organization of districts and survey and location thereof, as provided by the irrigation laws and is cumulative thereof and optional with the districts proposing to organize."

Senator Dorough offered the following:

Amend the amendment by adding the following:

"Provided, that nothing herein mentioned shall be construed to give said Board of Water Engineers supervision of sites and water used by water companies in furnishing and distributing water to the inhabitants of cities, towns and villages, and persons residing adjacent thereto."

Senator Clark moved to table the amendment and the amendment to same, and this motion was adopted.

Recess.

At 12:25 o'clock p. m., the Senate on motion of Senator Clark, recessed until 2 o'clock, today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant Governor Johnson.

Senate Bill No. 146.

The Chair laid before the Senate on second reading:

S. B. No. 146, A bill to be entitled "An Act to re-enact and amend the Chapter 57 of the Special Laws of The Thirty-fourth Legislature and which became effective March 22, 1915, entitled, 'An Act to create a more efficient road system for Dallas County; Texas; and declaring an emergency.'"

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator McNealus, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 146 put on its third reading and final passage by the following vote:

Yeas—28.

Alderdice.	Hertzberg.
Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent.

Hall.

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time, and on motion of Senator McNealus, was passed by the following vote:

Yeas—29.

Alderdice.	Faust.
Bailey.	Floyd.
Buchanan of Bell.	Hall.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Carlock.	Johnston.
Clark.	McNealus.
Cousins.	Page.
Dayton.	Parr.
Dean.	Rector.
Dorough.	Smith.
Dudley.	Strickland.

Suiter.
Westbrook.
Williford.

Witt.
Woods.

Present—Not Voting.

Gibson.

Senate Bill No. 140.

Action recurred upon the pending business Senate Bill No. 140, the Departmental Appropriation bill.

Senator Westbrook offered the following which were read and adopted:

(18) Amend Senate Bill No. 140, page 24, line 15, by striking out the word "four" and inserting the word "two."

(19) Amend Senate Bill 140, page 27, line 26, by striking out the figures \$150 and insert in lieu thereof the figures \$1500.

Senator Clark offered the following:

(20) Amend Senate Bill 140, by striking out on line 5, page 50, of the bill the word "five" and the figures "6750.00—6750.00" and insert in lieu thereof the word "eight" and the figures "\$10,800.00—\$10,800.00".

Senator Floyd moved to table the substitute and this motion was lost by the following vote:

Yeas—9.

Buchanan of Bell.	Smith.
Dudley.	Strickland.
Floyd.	Suiter.
Hopkins.	Witt.
McNealus.	

Nays—10.

Bailey.	Hall.
Buchanan of Scurry.	Parr.
Clark.	Westbrook.
Dayton.	Williford.
Dean.	Woods.

Present—Not Voting.

Alderdice.	Carlock.
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Absent.

Caldwell.	Hertzberg.
Cousins.	Johnston.
Dorough.	Page.
Faust.	Rector.

Absent—Excused.

Gibson.

Senator Witt then offered the fol-

lowing substitute which was read and substituted:

Amend Senate Bill 140, page 50, line 5, by striking out same and inserting the following "8 gin inspectors for 8 months of the year at \$1200 each, \$9600."

The amendment as substituted was then adopted.

Senator Floyd offered the following:

Amend Senate Bill No. 140, page 45, printed bill, by striking out in line 27 the figures "\$3,000.00—3,000.00" and insert in lieu thereof the following figures "5,000.00—5,000.00."

On motion of Senator Clark the amendment was tabled.

Senator Westbrook offered the following amendments which were read and adopted:

(21) Amend the bill, page 27, line 11 by striking out the figures "\$1,200.00" and insert in lieu thereof the figures, "\$1,500.00."

(22) Amend the bill on page 14, line 6 by striking out the figures "\$2,600.00" and insert in lieu thereof "\$1200.00."

Senator Dayton offered the following:

Amend Senate Bill 140, line 19, page 46, printed bill, by striking out figures "\$2,250.00 and \$2,250.00" and insert in lieu thereof "\$3,000.00 and \$3,000.00."

On motion of Senator Clark the amendment was tabled by the following vote:

Yeas—13.

Alderdice.	McNealus.
Bailey.	Parr.
Buchanan of Bell.	Strickland.
Clark.	Westbrook.
Cousins.	Williford.
Dorough.	Woods.
Hall.	

Nays—12.

Buchanan of Scurry.	Faust.
Caldwell.	Floyd.
Carlock.	Rector.
Dayton.	Smith.
Dean.	Sulter.
Dudley.	Witt.

Absent.

Hertzberg.	Johnston.
Hopkins.	Page.

Absent—Excused.

Gibson.

Senator Rector offered the following amendment:

Amend Senate Bill No. 140, page 53 by inserting between lines 18 and 19: 'A recognizance survey to be made by the State Reclamation Engineer for the purpose of investigation of storage reservoir and dam-site in the arid districts of Texas, with a view of ascertaining the location of sites for storage reservoirs and dams, and accessible irrigation areas, with outline plots of same, and approximate estimates of capacity of same, and estimated cost of construction and number of acres of land that could be irrigated from same. That said recognizance survey be made, as consecutively and comprehensively as possible to cover all arid region where condition are favorable for construction of storage reservoirs for conservation and distribution of water for irrigation over adjacent or accessible areas of land. The said recognizance survey shall extend over as much territory as may possibly be reached and with the funds hereby appropriated. The said engineer shall employ such assistants and make such purchases as shall be necessary to carry out the said recognizance survey, and upon completing the same the said Reclamation Engineer shall make a full report of same to the Governor. For the purpose of making said recognizance survey, the powers and duties of the said State Reclamation Engineer as laid down, in the Statutes governing his office, and prescribing his duties are hereby extended to include the making of said recognizance survey aforesaid. For the purposes of making said survey the sum of ten thousand dollars or so much thereof as may be necessary. That the appropriation here asked for to be transferred to the Department of the Reclamation.

Senator Dorough raised the point of order that the amendment is the same in substance and effect as that offered by Senator Rector and voted down this morning.

The point of order was overruled.

Senator Caldwell made the point of order that the amendment seeks to amend the budget for the Board of Water Engineers when it is intended to affect the Reclamation Department.

The Chair overruled the point of order.

The amendment was read and lost by the following vote:

Yeas—8.

Buchanan of Scurry.	Rector.
Cousins.	Westbrook.
Dayton.	Witt.
Dean.	Woods.

Nays—17.

Alderdice.	Hall.
Bailey.	Hertzberg.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Williford.
Floyd.	

Absent.

Buchanan of Bell.	Johnston.
Hopkins.	McNealus.

Absent—Excused.

Gibson.

Senate Bill No. 140, pending.

Resolutions Signed.

The Chair, Lieutenant Governor Johnson, gave notice of signing and did sign in the presence of the Senate, after their captions had been read, the following:

Senate Concurrent Resolution No. 22 granting Hon. P. O. Beard, Judge of the 71st Judicial District, leave of absence from the State.

Senate Concurrent Resolution No. 20, granting Hon. Ben M. Terrell, Judge of the 67th Judicial District, leave of absence from the State.

House Bill No. 116.

The Chair laid before the Senate on second reading and as special order for this hour:

H. B. No. 116, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Regular Session of the Thirty-sixth Legislature, relating to public weighers, their duties and the rules and regulations for the performance of their duties, by adding thereto Section 1a, prescribing bond to be given by persons, firms, corporations, co-partnerships, or individuals and licensed

ginners engaged in the business of public weighing for hire, and declaring an emergency."

Senator Williford offered the following amendment which was read and adopted:

(1) Amend House Bill No. 116, page 2, line 5, by striking out the word "community" and inserting the word "commodity."

Senator Buchanan of Scurry, moved to pass the bill to its third reading.

As a substitute Senator Caldwell moved to postpone further consideration of the bill indefinitely.

Senator Buchanan of Scurry, moved to table the motion to postpone House Bill No. 116, and the motion to table was lost by the following vote:

Yeas—10.

Buchanan of Scurry.	Floyd.
Cousins.	Hopkins.
Dean.	Suiter.
Dorough.	Williford.
Dudley.	Woods.

Nays—16.

Bailey.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Dayton.	Rector.
Faust.	Strickland.
Hall.	Westbrook.
Hertzberg.	Witt.

Present—Not Voting.

Alderdice.

Absent.

Buchanan of Bell. Smith.

Absent—Excused.

Gibson.

The motion to postpone indefinitely prevailed.

Regular Order of Business Suspended

Senator Dudley asked for unanimous consent to send up a committee report.

There was objection by Senator Westbrook.

Senator Dudley moved that the regular order of business be suspended, that he be permitted to send up a committee report.

The motion prevailed by the following vote:

Yeas—24.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Cousins.	Page.
Dayton.	Parr.
Dean.	Rector.
Dorough.	Smith.
Dudley.	Suiter.
Faust.	Williford.
Floyd.	Witt.
Hall.	Woods.

Nays—3.

Clark.	Westbrook.
Strickland.	

Absent.

Bailey.	Carlock.
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Absent—Excused.

Gibson.

The committee report on Senate Bill No. 5 was sent up and will be found in the Appendix.

Senate Bill No. 140.

Action recured upon the pending business Senate Bill No. 140, the Department Appropriation bill.

Senator Westbrook moved the previous on the engrossment of the bill.

This motion being duly seconded was not ordered by the following vote:

Yeas—11.

Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Carlock.	Page.
Clark.	Westbrook.
Dean.	Williford.
Hall.	

Nays—17.

Alderdice.	Hertzberg.
Buchanan of Scurry.	McNealus.
Caldwell.	Parr.
Cousins.	Rector.
Dayton.	Strickland.
Dorough.	Suiter.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Smith.

Absent—Excused.

Gibson.

Senator Dorough offered the following amendment:

(23) Amend Senate Bill 140, page 49, by inserting between lines 6 and 7 as follows:

"Provided, that no part of the above appropriation shall be expended in relation to any question affecting the sites for or the water supply of any Water Company furnishing or to furnish water to any city, town or village of this State, or to the residents adjacent to any such city, town or village except upon request of the municipal authorities.

Senator Clark moved the previous question on the adoption of the amendment and the engrossment of the bill.

This being duly seconded, the motion for the previous question was lost by the following vote:

Yeas—12.

Alderdice.	Page.
Buchanan of Bell.	Smith.
Carlock.	Strickland.
Clark.	Westbrook.
Dean.	Williford.
Hopkins.	Witt.

Nays—17.

Bailey.	Hall.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Johnston.
Cousins.	McNealus.
Dayton.	Parr.
Dorough.	Rector.
Dudley.	Suiter.
Faust.	Woods.
Floyd.	

Absent—Excused.

Gibson.

Senator Caldwell moved to table the amendment and this motion was lost by the following vote:

Yeas—10.

Caldwell.	Page.
Dayton.	Rector.
Dudley.	Strickland.
Faust.	Westbrook.
Hall.	Williford.

Nays—16.

Bailey.	Carlock.
Buchanan of Bell.	Clark.
Buchanan of Scurry.	Cousins.

Dean.	Johnston.
Dorough.	McNealus.
Floyd.	Parr.
Hertzberg.	Suiter.
Hopkins.	Witt.

Absent.

Alderdice.	Woods.
Smith.	

Absent—Excused.

Gibson.

The amendment was then adopted. Senator Parr offered the following amendment:

Amend Senate Bill No. 140, line 26, page 22 by striking out all of said line and insert in lieu thereof the following: "4 captains, 7200.00—7200.00."

Senator Page moved the previous question on the adoption of the amendment and the engrossment of the bill.

The motion being duly seconded was ordered.

The amendment was read and lost.

The bill was read second time and passed to engrossment.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 140, put on its third reading and final passage by the following vote:

Yeas—27.

Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Hertzberg.	

Absent.

Alderdice.	Hall.
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Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time, and on motion of Senator Westbrook was passed finally.

Senate Bill No. 107.

The Chair laid before the Senate on second reading and as a special order:

S. B. No. 107, A bill to be entitled "An Act creating the office of Game, Fish and Oyster Commissioner; providing for his appointment; prescribing his qualifications; defining his duties; authorizing the appointment of deputies; prescribing their qualifications; defining their powers and duties; and for the protection of fish, oysters, turtle, terrapin, shrimp, crabs, clams, mussels, lobsters and all other kinds and forms of marine life, in public fresh water, tidal and coast waters of the State and to protect the natural oyster beds and reefs, and to provide for the location of private beds; prescribing the terms, tax and conditions upon which fish, shrimp, crabs, clams, turtle, terrapin, mussels, lobsters and all other forms and kinds of marine life may be taken from the waters of this State; provided that this Act shall be construed to be a continuation of all former laws upon the subject; and providing that all suits now pending involving laws affected by this Act shall not abate but shall be prosecuted under such former laws and under this Act; fixing the penalties for violation of this Act; and declaring an emergency."

The committee report that the bill be printed in the Journal only was adopted.

Senator Bailey offered the following amendments which were read and adopted, seriatim:

(1) Amend Senate Bill No. 107 so as to hereafter read as follows:

Amend Article 11, page 4, by eliminating all of said article and substituting the following:

"Article 11. The Game, Fish and Oyster Commissioner is hereby authorized and empowered to collect all taxes and licenses, fines and forfeitures and all moneys due said department, by deputies or persons specially employed for that purpose."

(2) Amend Section 57, line 14, page 28 by adding after the word "propagation" the words "or exhibition of any birds, fowls or animals."

(3) Amend Section 60, line 4, page 30, by eliminating the word "not."

(4) Amend Section 60, line 6,

page 30, by eliminating the word "no."

(5) Amend Section 60, line 10, page 30, by eliminating the word "not."

(6) Amend Article 60, line 13, 14 and 15 page 30 by eliminating the following paragraph: "All fresh water streams or bayous emptying into the tidal waters of this State are for the purposes of this act public waters."

(7) Amend Article 67, page 33, line 19 by eliminating the words "seven hundred and fifty dollars" and substituting therefor "fifteen hundred dollars."

(8) Amend the bill, page 36, by adding a new section to be known as Article 76-a: "If any section of this bill shall be held unconstitutional it shall not affect any other section of this bill, and all sections save the one that may be declared unconstitutional shall continue to be in full force and effect."

Senator Dean offered the following:

Amend the bill by striking out the first paragraph of Article 67 thereof, pages 32 and 33 of the printed bill.

Senator Bailey moved to table the amendment and this motion was lost.

The amendment was then lost by the following vote:

Yeas—9.

Buchanan of Scurry.	Westbrook.
Dean.	Williford.
Floyd.	Witt.
Smith.	Woods.
Strickland.	

Nays—13.

Bailey.	Faust.
Caldwell.	Hertzberg.
Carlock.	Johnston.
Clark.	McNealus.
Cousins.	Page.
Dayton.	Parr.
Dudley.	

Present—Not Voting.

Rector.

Absent.

Alderdice.	Dorough.
Buchanan of Bell.	Hopkins.

Absent—Excused.

Gibson.

32—Spec.

Pair Recorded.

Senator Suiter (present), who would vote "aye"; Senator Hall (absent), who would vote "no."

Senator Dean offered the following:

(9) Amend the bill by striking out lines 15, 16, 17, 18 and the words "of the State" in line 19, page 33 of the printed bill.

Senator Bailey moved to table the amendment and this motion was lost.

The amendment was then adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 107 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Hopkins.
Bailey.	Johnston.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Witt.
Hertzberg.	Woods.

Absent.

Clark.	Hall.
Dorough.	

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time, and on motion of Senator Bailey, was passed by the following vote:

Yeas—27.

Alderdice.	Dorough.
Bailey.	Dudley.
Buchanan of Bell.	Faust.
Buchanan of Scurry.	Floyd.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Clark.	Johnston.
Cousins.	McNealus.
Dayton.	Page.
Dean.	Parr.

Rector.	Westbrook.
Smith.	Williford.
Strickland.	Witt.
Sulter.	

Present—Not Voting.

Woods.

Absent.

Hall.

Absent—Excused.

Gibson.

House Bill No. 8.

Senator Caldwell made the following written motion:

I move to reconsider the vote by which the Senate adopted the majority report on H. B. No. 8.

CALDWELL.

Senator Page moved to table the motion to reconsider and this motion was lost by the following vote:

Yeas—12.

Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Johnston.
Carlock.	Page.
Dayton.	Rector.
Dean.	Westbrook.
Floyd.	Williford.

Nays—13.

Bailey.	McNealus.
Caldwell.	Parr.
Cousins.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Woods.
Hopkins.	

Absent.

Alderdice.	Hall.
Clark.	Witt.

Absent—Excused.

Gibson.

Senator Page moved to postpone the motion to reconsider until next Monday morning at ten o'clock and on this moved the previous question.

The previous question was ordered by the following vote:

Yeas—16.

Alderdice.	Dayton.
Bailey.	Dean.
Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Floyd.
Carlock.	Hertzberg.

Johnston.	Westbrook.
Page.	Williford.
Rector.	Witt.

Nays—10.

Caldwell.	Parr.
Cousins.	Smith.
Faust.	Strickland.
Hopkins.	Suiter.
McNealus.	Woods.

Absent.

Clark.	Hall.
Dorough.	

Absent—Excused.

Gibson.

The motion to postpone prevailed by the following vote:

Yeas—16.

Alderdice.	Hertzberg.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	Page.
Carlock.	Rector.
Dayton.	Westbrook.
Dean.	Williford.
Dudley.	Witt.
Floyd.	Woods.

Nays—10.

Bailey.	McNealus.
Caldwell.	Parr.
Cousins.	Smith.
Faust.	Strickland.
Hopkins.	Suiter.

Absent.

Clark.	Dorough.
Hall.	

Absent—Excused.

Gibson.

Senator Page moved to reconsider the vote by which the above motion was adopted and table the motion to reconsider.

The motion to table prevailed.

Message from the House.

Hall of the House of Representatives,
Austin, Texas, July 15, 1919.

Lieutenant Governor W. A. Johnson,
President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 33, A bill to be entitled
"An Act to amend Article 5107,

Chapter 87, Section 95, of the Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, and declaring an emergency."

H. B. No. 78, A bill to be entitled "An Act to create a Board of Public Printing, provide for a secretary, who shall also be the State Expert Printer, and fixing his salary; providing for clerical help for the State Expert Printer; to provide for the letting of contracts for printing, binding and furnishing stationery and other supplies; to authorize the Secretary of State to employ the necessary help for the expeditious printing and mailing of the laws; to repeal all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 87, A bill to be entitled "An Act to amend Section 6 of Chapter 25, Acts of the Thirty-fifth Legislature, Fourth Called Session, approved March 21, 1918, and providing that water improvement districts constituted conservation and reclamation districts shall be governed and controlled by the provisions of Chapter 87, Acts of the Thirty-fifth Legislature, Regular Session, amendments thereof, and declaring an emergency."

H. B. No. 96, A bill to be entitled "An Act to amend Section 1, Chapter 150, Acts of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature, denominated 'An Act to amend Section 1, 2, 3, 4 and 5, of Chapter 35, Acts of the Twenty-ninth Legislature, which is an act to regulate the sale of cocaine, and other drugs.' * * * etc."

The amended section providing for the regulation of the sale of cocaine and other drugs, regulating the issuance of prescriptions for such drugs, requiring persons selling such drugs upon prescriptions to file the same; and to provide further that the provisions concerning the sale of such drugs shall not apply to sales by wholesale jobbers, wholesalers and manufacturers to retail druggists, nor to sales at retail druggists to regular practitioners of medicine, dentistry or veterinary medicine, nor sales made to manufacturers of proprietary or pharmaceutical preparations for use in the manufacture of such preparations; nor the sales to hospitals, colleges, scientific or public institutions, and declaring an emergency."

H. B. No. 102, A bill to be entitled "An Act regulating the sale of and defining agricultural and garden seeds and mixed seeds: requiring their proper labeling; prohibiting mixture of seeds unless so labeled; providing for the collection of samples and their examination; defining noxious weeds and foreign matter; providing that certificate of analysis by the Commissioner of Agriculture shall be prima facie evidence in certain cases, and regulating the measure of damages; designating an officer for the enforcement of the law, fixing the penalties for its violation."

H. B. No. 115, A bill to be entitled "An Act to add Chapter 16, Title 48, Revised Civil Statutes of 1911, Articles 2851a, 2851b, 2851c, 2851d and 2851e, providing for an election of the qualified voters in a town or village incorporated for free school purposes only under the general law, for the purpose of authorizing an incorporated city or town incorporated under the general law forming a part of said town or village incorporated for free school purposes only to acquire the right to take over and control the schools within the limits of such town or village incorporated for free school purposes only, authorizing the levy, assessment and collection of taxes to provide interest on and sinking fund for all bonds that may be outstanding against such town or village incorporated for free school purposes only, and for the support and maintenance of the schools therein, and providing for the election of school trustees after the taking over of the control of the schools of the district by the incorporated city or town, and declaring an emergency."

H. B. No. 153, A bill to be entitled "An Act to amend Section two (2) of Chapter 65, Acts of the Regular Session of the Thirty-sixth Legislature of the State of Texas, page 105, relating to providing aid for rural schools and providing State aid that may be given to the schools of school districts in which the State of Texas owns 10 per cent of the real estate in such school district with reference to scholastic population to an amount not exceeding the amount such property would pay in school taxes to such district if owned by private persons, and declaring an emergency."

H. B. No. 148, A bill to be entitled "An Act providing for the consolidation of common school districts one with another, and for the consolidation of common school districts with independent school districts, defining ways and means whereby such consolidation may be effected, and providing for the organization and control of such consolidated districts, and providing for the assumption of all outstanding bonded indebtedness and preserving the bonding and taxing powers of said district, and declaring an emergency."

Respectfully submitted,
T. B. REESE,
Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair, Lieutenant Governor Johnson had referred, after their captions had been read, the following House bills:

H. B. No. 33, referred to the Committee on Mining and Irrigation.

H. B. No. 78, referred to the Committee on Public Printing.

H. B. No. 87, referred to the Committee on Mining and Irrigation.

H. B. No. 115, referred to the Committee on Educational Affairs.

H. B. No. 96, referred to the Committee on Public Health.

H. B. No. 153, referred to the Committee on Educational Affairs.

H. B. No. 102, referred to the Committee on Agricultural Affairs.

H. B. No. 148, referred to the Committee on Educational Affairs.

Senate Bill No. 151.

The Chair laid before the Senate on second reading:

S. B. No. 151, A bill to be entitled "An Act to amend Section 1, 2, 3, 4, 20 and 23 of Chapter 76 of the Regular and Special Laws of Texas enacted at the Regular, First and Second Called Sessions of the Thirty-first Legislature and known as an act to create a more efficient road system for Rusk County, Texas, etc.; providing for the appointment of Special Road Commissioners for Rusk County; providing for their qualifications; prescribing their powers and duties, authorizing the right of eminent domain for road

purposes; providing a method for paying account out of and handling the moneys received from bonds heretofore issued; automobile taxes, State and Federal aid; validating bonds heretofore issued or that may hereafter be issued; providing that this Act be cumulative and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 151 put on its third reading and final passage by the following vote:

Yeas—28.

Alderdice.	Hertzberg.
Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent.

Hall.

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time, and on motion of Senator Smith was passed by the following vote:

Yeas—28.

Alderdice.	Hertzberg.
Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.

Absent.
Hall.
Absent—Excused.
Gibson.

Senate Bill No. 67.

The Chair laid before the Senate on second reading and as a special order:

S. B. No. 67, A bill to be entitled "An Act providing for a service medal for the soldiers, sailors, and marines and others who were part of the armed forces of the United States or of Texas during the years 1917 or 1918; making an appropriation therefor; providing for a commission to select a design and to have custodian of such medals and a roll of honor to carry the names."

Senator Witt offered the following amendment which was read and adopted:

Amend Senate Bill No. 67 by striking out Section 4 and substituting the following:

Sec. 4. The Adjutant General shall procure from the War Department of the United States Government and from the records of his own department and from such other sources available the names of all persons entitled to the medal herein provided for and shall inquire into the record of all persons being considered for reward of a service medal; and shall require full proof of service in one or other of the branches of the armed forces of the United States or the State of Texas and he shall keep a permanent record of the men and women to whom this medal is given and it shall constitute an honor roll

The following by Senator Williford was read and adopted

(2) Amend Senate Bill No. 67 page 1 by adding at the end of the caption thereof the following: "and declaring an emergency"

The following amendment by Senator McNealus was read and adopted:

(3) Amend Section 2 of the printed bill by striking out in line 23 the words "and secure bids" and add at the end of line 27 a comma in the place of the period and add the words "and secure bids for the making of the medals," and strike out the words "and the bids" in line 24.

Senator Clark moved to postpone further consideration of the bill until next Tuesday.

Senator Hertzberg moved to table the motion to postpone and the motion to table was lost by the following vote:

Yeas—9.

Caldwell.	Smith.
Dudley.	Westbrook.
Hertzberg.	Williford.
Page.	Witt.
Rector.	

Nays—18.

Alderdice.	Dorough.
Bailey.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Hopkins.
Carlock.	Johnston.
Clark.	McNealus.
Cousins.	Parr.
Dayton.	Suiter.
Dean.	Woods.

Absent.

Hall. Strickland.

Absent—Excused.

Gibson.

The motion to postpone prevailed.

Senate Bill No. 156.

Senator Westbrook asked for unanimous consent to take up out of its order Senate Bill No. 156.

There was objection by Senator Dorough.

Senator Westbrook moved that the regular order of business be suspended and the Senate take up, out of its order, Senate Bill No. 156.

The motion prevailed by the following vote:

Yeas—25.

Alderdice.	Johnston.
Bailey.	McNealus.
Buchanan of Bell.	Page.
Buchanan of Scurry.	Parr.
Carlock.	Rector.
Clark.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Witt.
Hertzberg.	Woods.
Hopkins.	

Nays—2.

Caldwell. Cousins.
Present—Not Voting.
Dayton.
Hall. Absent.
Absent—Excused.
Gibson.

The Chair laid before the Senate on second reading:

S. B. No. 156, A bill to be entitled "An Act making appropriations to pay miscellaneous claims against the State, authorizing the payment of said miscellaneous items on the taking effect of this Act, making additional appropriations for the support of the State Government, for the fiscal years ending August 31, 1920, and August 31, 1921, and declaring an emergency."

The committee report that the bill be printed in the Journal only was adopted.

Senator Williford offered the following amendment which was read and adopted:

(1) Amend Senate Bill No. 156 by adding at the end of the Section 1 thereof the following: "For the purchase of additional land and the erection of necessary barracks, barns and military equipment assigned to the A. & M. College for purposes of military education by the United States Government, \$30,000.00 first year.

Senator Bailey offered the following amendment which was read and adopted:

(2) Amend the bill by adding the following item:

"To make or purchase a suitable case to hold and preserve the services of Gen'l Albert Sidney Johnston now in the Museum of the Daughters of the Republic; same to be made of Texas wood as far as possible and under the direction of Mrs. Rebecca J. Fisher and the bills and vouchers for cost and expenses of making such case to be paid when approval of her, \$75.00.00

The following by Senator Caldwell was read and adopted:

(3) Amend Senate Bill No. 156 by adding the following:

"To paint dome of capitol and other outside painting on capitol \$15,000.00."

"To repair plaster in Governor's office \$300.00."

The following amendment by Senator Woods were read and adopted, severally:

(4) Amend Senate Bill No. 156 by striking out the figures "1921" in making the appropriations for the first year to pay interest on the public debt and insert the figures "1920.00."

(5) Amend Senate Bill No. 156 by striking out the word "Board" in the second item for the Treasury Department and insert the word "bonds."

The bill was read second time and passed to engrossment.

On motion of Senator Westbrook the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 156 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Strickland.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.	Suiter
Smith.	

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time and, on motion of Senator Westbrook, was passed finally.

Senate Bill No. 80.

The Chair laid before the Senate on second reading:

S. B. No. 80, A bill to be entitled "An Act to amend Chapter 57 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-fifth Legislature of Texas relating to County Libraries; and declaring an emergency."

Senator Dayton offered the fol-

lowing amendment which was read and adopted:

(1) Amend Senate Bill No. 80 by adding the "()" after the word "commissioners."

The bill was read second time and passed to engrossment.

On motion of Senator Dayton, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 80 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Absent.

Hall.	Smith.
Johnston.	

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time and, on motion of Senator Dayton, was passed by the following vote:

Yeas—26.

Alderdice.	Floyd.
Bailey.	Hertzberg.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.

Nays—1.

Hopkins.

Absent.

Hall.	Smith.
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Absent—Excused.

Gibson.

Senate Bill No. 153.

The Chair laid before the Senate on second reading:

S. B. No. 153, A bill to be entitled "An Act creating the Moody Independent School District in McLennan County, Texas; defining its boundaries, including the present Moody Independent School District, etc., and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Witt, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 153 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Hertzberg.
Bailey.	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Strickland.
Dayton.	Suiter.
Dean.	Westbrook.
Dorough.	Williford.
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Absent.

Smith.	Hall.
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Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time and, on motion of Senator Witt, was passed by the following vote:

Yeas—27.

Alderdice	Hertzberg.
Bailey	Hopkins
Bachanan of Bell.	Johnston
Buchanan of Scurry.	McNealus
Caldwell	Page.
Carlock	Parr.
Clark	Rector.
Cousins	Strickland
Dayton.	Suter
Dean	Westbrook
Dorough	Williford.
Dudley.	Witt.
Faust	Woods.
Floyd	

Absent.
Hall. Smith
Absent—Excused.
Gibson

Senate Bill No. 94.

Senator Caldwell moved that Senate Bill No. 94 be set as a special order for 2:30 o'clock p. m., tomorrow.

The motion prevailed and the bill was accordingly set.

Senate Bill No. 88.

The Chair laid before the Senate on second reading and as a special order:

S. B. No. 88, A bill to be entitled "An Act to amend Chapter 1, Title 85, Revised Civil Statutes of Texas, 1911, as amended by Chapter 140, Session Laws of 1913 relating to the Library and Historical Commission by amending Articles 5600, 5601, 5602, 5602a, 5606, 5607a and 5608 and adding Articles 5601a, 5601b, 5601c, and 5601d; and declaring an emergency."

Senator Dayton offered the following amendments which were read and adopted severally:

(1) Amend Senate Bill No. 88 by striking out in line 9 of the caption, printed bill, the following figures and letter: "5602a."

(2) Amend Senate Bill No. 88 by inserting in line 10 of the caption, printed bill, after the figures "5601c," the following figures and letter: "5602a."

Amend Senate Bill No. 88 by inserting in line 15, Section 1, printed bill, after the figures and letter, "5601c," the following figures and letter: "5602a."

The bill was read second time and passed to engrossment.

On motion of Senator Dayton, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 88 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice Carlock
Bailey Carlock.
Buchanan of Bell. Clark
Buchanan of Scurry. Cousins

Dayton
Dean
Dorough
Dudley.
Faust.
Floyd
Hertzberg.
Hopkins.
Johnston
McNealus

Parr.
Rector.
Smith
Strickland
Suter
Westbrook
Williford
Witt
Woods.

Absent.

Hall. Page.
Absent—Excused.
Gibson

The bill was laid before the Senate, read third time and, on motion of Senator Dayton, was passed by the following vote:

Yeas—26.

Alderdice Dudley.
Bailey Faust.
Buchanan of Bell. Johnston.
Buchanan of Scurry. McNealus.
Caldwell Page.
Carlock Page.
Clark Rector.
Cousins Smith
Dayton Strickland
Dean Westbrook
Floyd Williford
Hertzberg. Witt.
Dorough Woods.

Nays—2.

Hopkins. Suiter.

Absent.

Hall. Absent—Excused.
Gibson

Senate Bill No. 143.

The Chair laid before the Senate on second reading and as special order:

S. B. No. 143, A bill to be entitled "An Act making it unlawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, receive solicit, take orders for, furnish or possess, spirituous, vinous or liquors or medicated bitters, capable of producing intoxication, or other intoxicant whatever, or any equipment for making any liquor except for medicinal, mechanical, scientific or sacramental purposes; declaring it un-

lawful for any person, directly or indirectly, to manufacture, sell, barter, exchange, transport, export, receive deliver or take orders for, furnish or possess, any spirituous, vinous or malt liquors, or medicated bitters, or any portable liquor mixture or preparation, containing in excess of one per cent of alcohol by volume or equipment for making such liquors except for medicinal mechanical, scientific or sacramental purposes, etc., and declaring an emergency."

Pending.

Senate Bill No. 147.

The Chair laid before the Senate on second reading:

S. B. No. 147, A bill to be entitled "An Act to amend Section 1 of Chapter 147 of the Acts of the Regular Session of the Thirty-fourth Legislature relating to the duties of Tax Collectors to prepare and mail notices and statements of delinquent taxes against lands to the record owners thereof; the preparation and perfecting of the delinquent tax records of various counties and the compensation of the collector therefor; relating to the duties of the County and district attorneys in respect to instituting suits for the collection of delinquent taxes and the compensation they shall receive therefor, so as to require and provide that the notices to the record owners of real estate against which taxes are delinquent may be mailed by the tax collector to the addresses of such owners during the months of April and May each year, or as soon thereafter as practicable; and prescribing the contents of such notices; and to amend section 3 of said Chapter so as to provide that the County Attorney of each County in the State or the district attorney in counties having no county attorney, shall file suit for the collection of taxes delinquent against any lands or lots situated in such county, together with interest, penalties and cost then due, as soon as practicable after the expiration of 90 days from the date of the notice mailed to the delinquent owner thereof by tax collector under the provisions of this Act; repealing all laws in conflict herewith; and declaring an emergency."

The committee report that the bill

be printed in the Journal only was adopted.

Senaor Bailey offered the following amendment which was read and adopted:

(1) Amend Senate Bill No. 147 by striking out Section 3 thereof and substituting the following:

Section 3. That Chapter 147 of the General Laws of the Regular Session of the Thirty-fourth Legislature be and the same is hereby amended by adding thereto Section 32 which shall be as follows:

Section 3a. In respect to lands and lots appearing on lists furnished by the tax collector to the county or district attorney, in accordance with the provisions of this act, as lands and lots located in the county which appear on the delinquent tax records in the name of "unknown" or "Unknown Owner" or in the name of persons whose correct address or place of residence in or out of the county said collector has been unable, by due diligence, to discover or ascertain, it shall be the duty of the county attorney, or in counties having no county attorney, of the district attorney, immediately after lists of such lands have been furnished him by the collector, to proceed to collect all taxes, penalty, interest and costs then due against the same in the manner prescribed in Chapter 15 of Title 126 of the Revised Statutes of 1911.

Senator Bailey Offered the following:

(2) Amend the caption to Senate Bill No. 147 by striking out the words "repeal all laws in conflict therewith" and substituting therefor the following words: "Amending said Chapter 147 by adding thereto Section 3a providing the manner, time and method of collecting taxes, penalties, interests and costs due against and in respect to lands and lots appearing on lists furnished by the tax collector to the county or district attorney as lands and lots located in the county which appear on the delinquent tax records in the name of "unknown" or "Unknown owners" or in the name of persons whose correct address or place of residence in or out of the county said collector has been unable by due diligence to discover or ascertain.

Pending.

On motion of Senator Bailey the

bill was set as a special order for 11:30 o'clock tomorrow morning.

Senate Bill No. 109.

Senator Cousins asked for unanimous consent to take up Senate Bill No. 109.

There was objection.

Senator Cousins moved that the regular order of business be suspended, and the Senate take up, out of its order, Senate Bill No. 109.

The motion prevailed by the following vote:

Yeas—22.

Alderdice	Faust.
Bailey	Hertzberg.
Bachanan of Bell.	Hopkins.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock	Rector.
Cousins.	Smith.
Dayton.	Strickland
Dean.	Williford.
Dorough	Witt.
Dudley.	Woods.

Nays—4.

Floyd.	McNealus
Johnston	Suiter.

Absent.

Clark	Westbrook
Hall.	

Absent—Excused.

Gibson

The Chair laid before the Senate on second reading:

S. B. No. 109, A bill to be entitled "An Act to provide for the creation of a Commission on Uniform State Laws; the appointment of Commissioners there to and the payment of the expenses of such Commissioners and contribution to, the support of the National Conference of Commissioners on Uniform State Laws.

The committee report that the bill be printed in the Journal only was adopted.

Senator Dayton moved the previous question on the engrossment of the bill, which being seconded was ordered.

The bill was read second time and passed to engrossment.

On motion of Senator Dayton, the constitutional rule requiring bills to be read on three several days was

suspended and Senate Bill No. 109 put on its third reading and final passage by the following vote:

Yeas—23.

Bailey	Hertzberg
Buchanan of Bell.	Johnston
Buchanan of Scurry.	McNealus
Caldwell	Page.
Carlock.	Parr.
Cousins	Rector.
Dayton.	Smith
Dean	Strickland
Dorough	Williford
Dudley.	Witt.
Faust.	Woods.
Floyd.	

Nays—1.

Suiter.

Absent.

Alderdice	Hopkins.
Clark.	Westbrook
Hall.	

Absent—Excused.

Gibson

The bill was laid before the Senate, read third time, and on motion of Senator Dayton, was passed by the following vote:

Yeas—14.

Buchanan of Scurry.	Hertzberg
Caldwell.	Page.
Carlock.	Parr.
Cousins.	Rector.
Dayton.	Strickland
Dean.	Witt.
Dudley.	Woods.

Nays—9.

Bailey	Johnston.
Buchanan of Bell.	McNealus
Dorough.	Smith
Faust.	Suiter.
Floyd.	

Absent.

Alderdice	Hopkins
Clark.	Westbrook
Hall.	Williford

Absent—Excused.

Gibson.

Senate Bill No. 159.

The Chair laid before the Senate on second reading:

S. B. No. 159, A bill to be entitled "An Act to repeal all special road

laws heretofore enacted for Burnet County, Texas, and to specifically repeal Chapter 36 of the Special Laws of the Regular Session of the Thirty-second Legislature, 1911. Adopting the provisions of Chapter 2, Title 18 of Session 1911, and amendments thereto for Burnet County, Texas, and any political subdivision or defined district therein; validating bond elections heretofore held; and declaring an emergency."

The committee report that the bill be not printed was adopted:

The bill was read second time and passed to engrossment.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 159 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice	Hopkins.
Bailey	McNealus.
Buchanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Cousins.	Smith
Dayton	Strickland
Dean.	Suiter.
Dorough	Westbrook.
Dudley.	Williford
Faust.	Witt
Floyd.	Woods.
Hertzberg	

Absent.

Clark Hall.

Absent—Excused.

Gibson.

The bill was laid before the Senate, read third time, and on motion of Senator Caldwell, was passed by the following vote:

Yeas—27.

Alderdice.	Hopkins.
Bailey.	Johnston.
Bachanan of Bell.	McNealus.
Buchanan of Scurry.	Page.
Caldwell.	Parr.
Carlock.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Hertzberg	

Absent.

Clark.

Hall.

Absent—Excused.

Gibson.

Messages From the House.

Hall of the House of Representatives.
Austin, Texas, July 15, 1919.

Lieutenant-Governor W. A. Johnson,
President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate amendments to:

H. B. No. 31, A bill to be entitled "An Act to amend Sections 18, 20, 23, 27 and 30 of Chapter 70 of the special road laws enacted at the Thirty-third Legislature, and known as a special road law for Smith county, Texas; providing for the appointment of special road commissioners for the county; providing for their qualification; prescribing their powers and duties; authorizing the right of eminent domain to any political subdivision or defined district; providing for the manner of holding elections, validating bonds heretofore issued or that may hereafter be issued, and declaring an emergency."

By vote of 100 ayes and 0 nays.

And has passed finally the following bills:

H. B. No. 24, A bill to be entitled "An Act to establish School District No. 6 in San Patricio county, Texas, extending its boundaries to include certain lands and personal property heretofore in Common School District No. 3 of said county; providing that such lands and property that was in Common School District No. 6, as it heretofore exhibited, shall continue to be subject to taxation for the purposes voted by the tax payers of said district, giving the county superintendent certain powers in the nomination of teachers, and conferring upon the county board of school trustees power to sub-divide said district; requiring monthly meetings of the school trustees of said district, and declaring an emergency."

H. B. No. 88, A bill to be entitled "An Act to amend Section 15, Chapter 118, Special Laws of 1913, authorizing and empowering Falls County, or a political subdivision thereof, to issue bonds for the pur-

pose of constructing permanent roads in said county, so as to provide for the employment of an engineer by said county or subdivision thereof at a salary of not to exceed five thousand dollars annually, and fixing the bond of said engineer."

With engrossed rider.

H. B. No. 101, A bill to be entitled "An Act to amend Sections 1 and 4 of House bill No. 48, Chapter 19 Acts of the Regular Session of the Thirty-sixth Legislature, creating the Cedar Bayou Independent School District providing for the boundaries of said district and the number of trustees to be elected."

With engrossed rider.

H. B. No. 117, A bill to be entitled "An Act to increase the civil jurisdiction of the county court of Scurry county, and declaring an emergency."

H. B. No. 127, A bill to be entitled "An Act to create a county highway board for Rains county, Texas, prescribing their qualifications and duties and declaring an emergency."

H. B. No. 134, A bill to be entitled "An Act to create the London Independent School District, known as Common School District No. 2 in Nueces county, Texas, and providing for the election of trustees, etc., and declaring an emergency."

H. B. No. 136, A bill to be entitled "An Act to incorporate the Rucker Independent School District in Comanche county, Texas, placing said independent school district under the general statutes governing school districts, etc., and declaring an emergency."

H. B. No. 150, A bill to be entitled "An Act creating and incorporating Perrin County Line Independent School District in Jack county, Texas, out of the territory now composing Perrin County Line Common School District No. 2 of said county; providing that the title to the school property be vested in such independent school district and that it assume the debt of said common school district; providing for a board of trustees for said district, defining their powers and duties, defining the boundaries of said district, and declaring an emergency."

H. B. No. 176, A bill to be entitled "An Act creating the China Independent School District in Jefferson county, Texas; defining its boundaries, etc., providing for a board of trustees in said independent school district and prescribing their quali-

fications and terms of office, defining the rights, powers and privileges of the board of trustees of said independent school district; conferring upon said district and its board of trustees all the rights, power, privileges and duties now conferred and imposed by the general laws of the State upon the independent school districts and the board of trustees, providing for the creation of a board of trustees, providing for the raising of revenue, issuing of bonds, building and maintaining school houses, maintaining public free schools; declaring valid a maintenance tax heretofore voted, providing that said independent school district shall assume and pay certain bonded indebtedness now outstanding against the territory comprising said independent school district, repealing all laws or parts of laws conflicting herewith and providing that in case of any clause or section of this act is declared unconstitutional, such act by the court shall not invalidate the remainder of the section and clauses of this act, and declaring an emergency."

H. B. No. 130, A bill to be entitled "An Act creating an independent school district to be known as 'Los Indios Independent School District' in Cameron County, and to provide for creation of a board of trustees therefor, etc., and creating an emergency."

H. B. No. 144, A bill to be entitled "An Act creating the Bloomington Independent School District in Victoria county, Texas, and defining its boundaries, and providing for the election of a board of trustees to manage and control a public free school within said district, naming the fiscal year as to taxes, investing said district with the powers, rights and duties of independent school districts formed for free school purposes only, and declaring an emergency."

H. B. No. 151, A bill to be entitled "An Act creating the Bremond Independent School District of Robertson County, Texas, consolidating into said independent school district the territory included in the present district of Bremond Independent School, the Wooten Wells Common School District, and such territory of Hammond Common School District as is included by the field notes as follows: Defining its boundaries, investing it with the rights, powers, duties and privileges of a district in-

corporated for school purposes under the general law; providing for a board of trustees therefor; making provisions of taxation for school purposes in said district, and declaring an emergency."

H. B. No. 158, A bill to be entitled "An Act to create a more efficient road law for Blanco County, Texas, and to provide for the appointment of a superintendent of public roads, highways and bridges for Blanco County, and to provide his qualifications, terms of office and salary, defining his duties and powers, and providing for punishment for violation of his duties; providing certain duties and powers of the commissioners court of said county, and fixing the compensation of the commissioners for inspecting the roads in their respective precincts; providing for the appointment of road overseers, defining their duties, fixing their compensation for certain labor, and providing for punishment for violation of their duties; providing for persons subject to road duty in Blanco County, and persons summoned to work the roads in said county to have the right to be relieved from the discharge of such duty upon the payment of specific sums of money herein stipulated, and providing for the accounting for, and disposition to be made of the money so paid; limiting the purpose for which road and bridge funds shall be used; authorizing the working of county convicts upon all public roads, and providing that delinquent poll tax payers shall be subject to five days road duty; requiring the tax collector of Blanco County to furnish the commissioners court a list of all persons who fail to pay their poll tax; providing for the condemnation of any lands needed for the widening, straightening, changing, draining or constructing public roads, providing for the taking of timber, gravel, clay, earth, stone, or other material for the making or improving of public roads and bridges; providing for the method in which payments shall be made for road work in Blanco County; providing for penalties for violation of the provisions of this act; providing that this act be cumulative of the general law; repealing Chapt LIV of the Acts of the Twenty-eighth Legislature of the State of Texas entitled 'An Act to create a more efficient

road system for Blanco County, Texas,' and declaring an emergency.'

H. B. No. 157, A bill to be entitled "An Act creating the Lillie Independent School District in Collingsworth County, Texas; defining its metes and bounds; providing a public free school within said district; investing said district with all the powers, rights, privileges and duties of independent school districts incorporated under the general laws of Texas for free school purposes only, and declaring an emergency."

H. B. No. 169, A bill to be entitled "An Act to amend Chapter 122 of the Special Laws of the Thirty-fifth Legislature of Texas, creating a special road system for Milam County, Texas, and creating a more efficient road system for Milam County, Texas, and providing for the laying out of Milam County in convenient road precincts and numbering the same and providing for the appointment of overseers therefor, and exempting certain roads from the appointment of overseers and requiring overseers to work all hands on their respective roads five days in each year, and providing the penalty for failure to do so, and providing that the special road and bridge tax of Milam County shall be apportioned to the various justice precincts according to the valuation of the taxable property in said precincts and making county commissioners ex-officio road commissioners, and providing for county road superintendents, and prescribing his powers, duties and compensation and providing for the condemnation of material for the construction and maintenance of public roads, and to provide for the compensation for such material, and to provide for the condemnation of gravel pits and clay pits, and lands at the bridges over rivers and creeks, and providing for the working of county convicts on the public roads, and the purchase of supplies for convicts and rewards for the capture of escaped county convicts, and for commutation of sentence for faithful service and good behavior, and providing that every person liable for road duty shall pay a four (\$4.-00) dollar road tax exempting such person from road duty for such year for which said taxes were paid, and

providing for the summoning and working of all parties liable for road duty on the public roads who have not paid such road tax, and permitting substitution and payment of money in lieu of such service and fixing allowance of time for service of hands and teams on such public roads, fixing penalties for violation of same and providing that the commissioners court shall have supervision over the building of telegraph and telephone lines, and any other public service lines along public roads, and providing for collection of delinquent poll tax, and providing further making this act cumulative of the general laws now in force, and repeal all laws in conflict with this act, and declaring an emergency."

With engrossed rider.

H. B. No. 179, A bill to be entitled "An Act creating an independent school district to be known as Texline Independent School District," with engrossed rider.

H. B. No. 180, A bill to be entitled "An Act adding to Chapter 17 of the Harris County Road Law, passed by a Regular Session of the Thirty-third Legislature of the State of Texas, adding thereto a new section to be known as Section 30a, authorizing the commissioners court of Harris County, Texas, for the purpose of furthering proper maintenance of the roads in Harris County, Texas; to invest the sinking fund in retiring anticipation warrants, and to provide for the refund of same by said county, and declaring an emergency."

Respectfully submitted,

T. M. REESE,

Chief Clerk, House of Representatives.

Bills Read and Referred.

The Chair, Lieutenant-Governor W. A. Johnson, had referred, after their captions had been read, the following House bills:

House Bill No. 127, referred to the Committee on Roads, Bridges and Ferries.

House Bill No. 151, referred to the Committee on Educational Affairs.

House Bill No. 180, referred to the Committee on Roads, Bridges and Ferries.

House Bill No. 158, referred to the Committee on Roads, Bridges and Ferries.

House Bill No. 169, referred to the Committee on Roads, Bridges and Ferries.

House Bill No. 136, referred to the Committee on Educational Affairs.

House Bill No. 134, referred to the Committee on Educational Affairs.

House Bill No. 150, referred to the Committee on Educational Affairs.

House Bill No. 176, referred to the Committee on Educational Affairs.

House Bill No. 130, referred to the Committee on Educational Affairs.

House Bill No. 144, referred to the Committee on Educational Affairs.

House Bill No. 157, referred to the Committee on Educational Affairs.

House Bill No. 24, referred to the Committee on Educational Affairs.

House Bill No. 101, referred to the Committee on Educational Affairs.

House Bill No. 179, referred to the Committee on Educational Affairs.

House Bill No. 88, referred to the Committee on Roads, Bridges and Ferries.

House Bill No. 117, referred to the Committee on Judicial Districts.

Adjournment.

At 6:40 o'clock p. m. the Senate, on motion of Senator McNealus, adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

Senator McNealus offered a petition signed by about 500 soldiers and sailors endorsing the principles of the boxing bill.

Senator Smith offered a telegram setting forth a resolution adopted by the Public Weighers of the State at Waco on July 11th by the terms of which they expressed strong opposition to House Bill No. 116, relating to public weighers.

Engrossing Committee Reports.

Committee Room,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Engrossed Bills have had Senate Bill No. 92 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 83 carefully compared and find
same to be correctly engrossed.

ALDERICE, Acting Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 145 carefully compared and find
same to be correctly engrossed.

ALDERICE, Acting Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 26 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 34 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 146 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 151 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill

No. 153 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on En-
grossed Bills have had Senate Bill
No. 80 carefully compared and find
same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

(Floor Report.)

Senate Chamber.

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on Roads,
Bridges and Ferries, to whom was
referred

S. B. No. 155, A bill to be entitled
"An Act to authorize and empower
Kerr County, or any political sub-
division or any defined district now
or hereafter to be described and de-
fined of said county, etc., by a vote
of a two-thirds majority of the re-
sident property tax-payers, qualified
voters of such county or political
subdivision, or any defined district
now or hereafter to be described and
defined, thereof, voting thereon, to
issue bonds, etc., and declaring an
emergency."

Have had same under considera-
tion and beg leave to report same
back to the Senate with the recom-
mendation that it do pass, and be
not printed.

Woods, Chairman; Carlock, Strick-
land, Clark, Williford, Caldwell.

(Floor Report.)

Senate Chamber.

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on Roads,
Bridges and Ferries, to whom was
referred

S. B. No. 161, A bill to be entitled
"An Act to create a more efficient
road system for Red River County,
Texas, adopting certain provisions of
Chapter 2, Title 18, Revised Civil
Statutes of 1911, as amended and
added to by Chapter 203, Acts of the
Regular Session of the Thirty-fifth

Legislature, and Chapter 18, Acts of the Fourth Called Session of the Thirty-fifth Legislature, except as herein otherwise provided, and prescribing ways and means of conducting and supervising the construction of roads in said county, or any political subdivision or defined district thereof; declaring that no bonds election previously ordered and held within any political subdivision of said county shall be invalidated nor the election of any permanent road commissioners affected by this Act; authorizing the commissioners court to cancel and revoke all previous orders with respect to bonds heretofore voted by any political subdivision of said county and which bonds have not been approved by the Attorney General, and which have not been sold and cannot be legally sold, and to annul the election at which such bonds were voted; providing that this Act shall be cumulative of all general laws on the subject treated of herein, and of the Special Road Laws of Red River County, except repealing Chapter 31, Special Laws of the Regular Session of the Thirty-fourth Legislature, and declaring an emergency."

Have had same under consideration and beg to report back to the Senate with the recommendation that it do pass and be not printed.

Woods, Chairman; Clark, Strickland, Caldwell, Carlock.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 159, A bill to be entitled "An Act to repeal all special road laws heretofore enacted for Burnet County, Texas, and to specifically repeal Chapter 36 of the Special Laws of the Regular Session of the Thirty-second Legislature, 1911; adopting the provisions of Chapter 2, Title 18 of Session 1911, and amendments thereto for Burnet County, Texas, or any political subdivisions or defined district therein; validating bond elections theretofore held, and declaring an emergency."

Have had the same under consideration and beg leave to report the

same back to the Senate with the recommendation that it do pass and be not printed.

Woods, Chairman; Caldwell, Williford, Clark, Strickland.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 162, A bill to be entitled "An Act to amend Article 657, Chapter 3, Title 18, Revised Civil Statutes of the State of Texas, which article provides for the issuance of bonds for taking up bonds previously issued by counties, providing that said article shall apply also to cities and towns and that the new bonds may be issued at a rate of interest not to exceed six per cent per annum; repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Have had said bill under consideration, and beg to report the same back to the Senate with the recommendation that it do not pass.

DEAN, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries to whom was referred

S. B. No. 160, A bill to be entitled "An Act to amend Chapter 79, page 202 of the General Laws of the Regular Session of the Twenty-seventh Legislature of the State of Texas, approved on 9th day of April, 1901, entitled 'An Act to create a more efficient road system for Brown County, Texas, etc.'"

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and that it be not printed.

Woods, Chairman; Clark, Caldwell, Carlock.

Committee Room.

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs to whom was referred House Bill No. 54 have had same under consideration and I am in-

structed to report it favorably with the recommendation that it do pass with committee amendment as follows:

Strike out all field notes as shown in Section 2, beginning with the word "beginning" and insert in lieu thereof a new set of field notes hereto attached, and that it be not printed.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs to whom was referred Senate Bill No. 158 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass, and be not printed.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

S. B. No. 5, A bill to be entitled "An Act fixing the salary of the State Inspector of Masonry, Public Buildings and Works, and three assistants and declaring an emergency."

Have had the same under consideration and beg leave to report back to the Senate with recommendation that it do pass and be printed in the Journal only.

WESTBROOK, Chairman.

By Dudley.

S. B. No. 5.

A BILL
To Be Entitled

An Act fixing the salary of the State Inspector of Masonry, Public Buildings and Works, and three Assistants, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The State Inspector of Masonry, Public Buildings and Works shall receive an annual salary of Two Thousand Five Hundred (\$2500.00) Dollars, payable in monthly installments of Two Hundred and Eight and 33-100 (\$208.33) Dollars each.

Section 2. Three Assistants shall receive an annual salary of Two

Thousand One Hundred (\$2100.00) Dollars, each, payable in monthly installments of One Hundred and Seventy-five (\$175.00) Dollars each.

Section 3. All laws and parts of laws in conflict herewith are hereby repealed.

Section 4. The crowded condition of the calendar and the near approach of the close of the present session creates an emergency and an imperative public necessity that the Constitutional rule requiring bills to be read on three several days be, and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Mining and Irrigation to whom was referred

H. B. No. 40, A bill to be entitled "An act to amend Section 24, Chapter 87 of the General Laws of the Regular Session of the Thirty-fifth Legislature; providing in substance that districts created under the provisions of said Chapter 87, are empowered to own and construct reservoirs, dams, wells, canals, etc., and to acquire the necessary right-of-way for same by purchase gift, grant or condemnation; to buy or construct all reservoirs, dams, wells, canals, laterals, sites for pumping plants and all other improvements required for the irrigation of lands; and declaring an emergency."

Beg leave to say that we have considered same, and recommend that it do pass and be not printed in bill form but printed in the Journal.

Dudley, Chairman; Parr, Hertzberg, Buchanan of Scurry, Faust.

By Canales.

H. B. No. 40

A BILL
To Be Entitled

An Act to amend Section 24, Chapter 87 of the General Laws of the Regular Session of the Thirty-fifth Legislature; providing in substance that districts created under the provisions of said Chapter 87, are empowered to own and construct reservoirs, dams, wells, canals, etc., and to acquire the necessary

right-of-way for same, by purchase, gift, grant or condemnation; to buy or construct all reservoirs, dams, wells, canals, laterals, sites for pumping plants and all other improvements required for the irrigation of lands; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 24, Chapter 87, of the General Laws of the Regular Session of the Thirty-fifth Legislature be amended so as to hereafter read as follows:

Sec. 24. Districts created under the provisions of this Act are hereby empowered to own and construct reservoirs, dams, wells, canals, etc., and to acquire the necessary rights-of-way for, and buy or construct all reservoirs, dams, wells, canals, laterals, sites for pumping plants and all other improvements required for the irrigation of the lands in such district by gift, grant, purchase or condemnation, and they may acquire the title to any and all lands necessary or incident to the successful operation thereof, in addition to any of the above, in the manner herein provided, including the authority by purchase or condemnation, to acquire rights-of-way for the enlargement, extension or improvement of any existing canals, or ditches for the purpose of raising such canals and ditches jointly with the owners thereof.

Any property acquired may be conveyed to the United States in so far as the same shall be necessary for the construction, operation and maintenance of works by the United States for the benefit of the district under any contract that may be entered into thereunder.

Sec. 2. The crowded condition of the Legislative calendar and the importance of this legislation, creates an emergency and an imperative public necessity that the Constitutional rule requiring that bills be read on three several days be suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your committee on State Affairs to whom was referred

S. B. No. 157, A bill to be entitled

"An Act to create a Board of Examiners of Land Surveyors that shall serve without pay; prescribing their duties and the subjects in which applicants for Land Surveyors License shall be examined; providing for the revocation of Land Surveyors License for certain causes and allowing appeals therefrom; providing for the bonding of Licensed Surveyors; prescribing their duties and fixing their jurisdiction; fixing a maximum compensation; prohibiting such land surveyors from purchasing or being interested in the purchase or acquisition of any public land either directly or indirectly; prescribing a penalty for violations of this Act; repealing all laws in conflict herewith and declaring an emergency.

Have had the same under consideration at a session of the committee, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed in bill form, but printed in the Journal.

WILLIFORD, Chairman.

By Strickland, S. B. No. 157.
Buchanan of Scurry.

A BILL To Be Entitled

An Act to create a Board of Examiners of Land Surveyors that shall serve without pay; prescribing their duties and the subjects in which applicants for Land Surveyor's License shall be examined; providing for the issuance of Land Surveyor's License; providing for the revocation of Land Surveyor's License for certain causes and allowing appeals therefrom; providing for the bonding of Licensed Surveyors; prescribing their duties and fixing their jurisdiction, fixing a maximum compensation; prohibiting such land surveyors from purchasing or being interested in the purchase or acquisition of any public land either directly or indirectly; prescribing a penalty for violations of this Act; repealing all laws in conflict herewith and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. A Board of Examiners of Land Surveyors is hereby created to be composed of the Commissioner of the General Land Office and two reputable land surveyors, to be ap-

pointed by him, who have had not less fifteen years practical and active experience in the field as land surveyors. The two surveyors so appointed shall receive a license from the said Board without examination and shall hold their membership on such board at the pleasure of the appointing authority.

Section 2. Within sixty days after the taking effect of this Act the Board shall organize by electing a Chairman and a Secretary-Treasurer. Two members shall constitute a quorum for the transaction of business and the concurrence of two members shall be necessary for the adoption or rejection of any question.

Section 3. The Board shall prepare in writing questions upon the theory of surveying, practical surveying, theory and use of surveyor's instruments, calculation of areas, closing of field notes, the law of land boundaries and touching such other matters pertaining to surveying as the Board may deem important. No one shall either directly or indirectly make known to any applicant for surveyors license the questions upon which such examination shall be given prior to the commencement of the examination.

When the questions shall have been prepared by the Board they shall be forwarded to the custodian of questions for teachers certificates in each county under proper enclosures with suitable words on the enclosure indicating the contents. The questions shall be held unopened by such custodian and opened only in the presence of such applicants for surveyors license as may present themselves for examination at the same time and place as may be required of applicants for teachers' certificates. Each applicant shall deposit the sum of ten dollars with the authority that may be authorized to receive such fees from applicants for teachers' certificates. When such sum shall have been deposited the authority conducting the examination for teachers' certificates shall likewise conduct the examination for land surveyors' license in the same manner as for that for teachers' certificates. When such applicants shall have returned the questions and answers to the source from which they were received, the authority receiving them shall return both questions and answers to the Chairman of the Board of Examiners of Surveyors, together

with eight dollars of the ten dollars deposited by each applicant, and retain two dollars which two dollars shall be disposed of as are the fees paid by applicants for teachers' certificates. The sum received by the Board, or so much thereof as may be necessary, may be used to defray the actual expense incurred by said Board in the execution of this Act and the remainder shall be deposited annually into the State Treasury.

Section 4. When the questions answers shall have been received by the Chairman of the Board as aforesaid, he shall either convene the Board for the purpose of passing upon the answers made to the questions and the issuance of the license or the refusal to so issue the license; or the said Chairman may transmit the questions and answers to the other members for their consideration and action as herein contemplated. All questions and answers made thereon with the action of the Board shall be deposited in the General Land Office and there safely kept not less than one year. Should a license be refused an applicant such applicant may take any subsequent examination under the same conditions as in the first instance. Every applicant who successfully passes the examinations shall receive from said Board a Land Surveyor's License attested by the seal of the Board and shall be valid for life unless sooner revoked by the Board for any of the following causes; to-wit: The holder declared by any court to have committed a felony, theft or fraud, to be insane or incompetent; found by the Board to have unlawfully given information concerning any undisclosed public land; found to have been directly or indirectly interested in the purchase or in the acquisition of the title to any public land; found guilty of any act or default discreditable to the surveying profession. Before any license shall be revoked the holder thereof shall be advised by written notice from the Board being mailed to him at his last known address at least thirty days before the date fixed for hearing any charge against him, stating the charge, and the time and place for such hearing. Should the Board find the charge sustained by the facts the license of such surveyor shall be revoked. The facts adduced at such hearing shall be reduced to writing. The surveyor whose license shall have been revoked may appeal

from such revocation to the district court of any county. Upon such appeal the court shall admit in evidence the written record of the Board, together with such other evidence as may be offered on either side in accordance with the rules of evidence in district courts. The judgment of the district court shall be final. After a revocation of surveyor's license such surveyor shall not perform the duties of a licensed surveyor unless such license shall have been restored.

Section 5. Before one who receives a land surveyor's license shall be authorized to perform the duties of a land surveyor, he shall take the oath of office prescribed by the constitution, and shall make a good and sufficient bond in the sum of one thousand dollars, payable to the Governor and his successors in office, conditioned, that he will faithfully, impartially and honestly perform all the duties of a surveyor to the best of his skill and ability in all matters wherein he may be employed. The said bond shall not be void upon first recovery nor until the whole may be exhausted. The said oath and bond shall be recorded in the office of the County Clerk of the county in which the licensee resides, and after being so recorded the said bond and oath of office shall be filed in the General Land Office accompanied with one dollar as a filing fee and thereupon the licensee shall be authorized to enter upon the discharge of the duties of a land surveyor. The other records and books of the Board relating to the execution of this Act shall be deposited in the General Land Office for safe keeping when not in use by the Board.

Section 6. Land surveyors, licensed and otherwise qualified as provided in this Act, are hereby authorized to perform the duties that are now or may hereafter be required of county surveyors and shall be subject to the direction of the Governor, Commissioner of the General Land Office, the Attorney General, and the courts of the State in the matter of land surveying in such cases as may come under the jurisdiction of said authorities. Their jurisdiction shall be co-extensive with the limits of the State. They may be elected county surveyor of the county in which they reside and if so elected shall qualify as provided by law for county surveyors, but such election for any particular county shall not limit the ju-

risdiction of said surveyor to such county, nor shall the election of a county surveyor for any particular county prevent any other licensed surveyor from performing the duties of a surveyor in such county. Every field note made by one licensed under this Act shall be signed by the surveyor and followed by the designation "Licensed Land Surveyor."

Section 7. The field notes of every survey made by a licensed land surveyor shall in every respect conform to the requirements that are now or may hereafter be required for field notes and every survey made shall be recorded in the county surveyor's records of the proper county, and for the purpose of such record and for all other purposes licensed surveyors shall have free and unrestrained access to the county surveyor's office and records therein. The field notes of all surveys and plats of same made by any licensed land surveyor affecting the lines, boundaries and areas of unpatented land shall be forwarded to the General Land Office. If a licensed land surveyor should discover an undisclosed tract of public land he shall not make known that fact to any one except such person or persons as may have it enclosed, but he shall forward to the General Land Office a report of the existence of such tract and the acreage therein, and its probable value.

Section 8. A licensed land surveyor shall receive as compensation for his services not to exceed ten dollars per day and other expenses incident to the survey shall be agreed upon between the surveyor and the interested party, whether that be a private person, a county, a court, or the State. All field notes made by a licensed land surveyor in whatsoever county shall have the same force and effect and be admissible in evidence the same as field notes heretofore made by county surveyors and their deputies.

Section 9. A surveyor who does not hold a license under this Act may nevertheless be elected to the office of county surveyor and perform the duties of that office and one who does not hold such license may be appointed deputy county surveyor and perform the duties of that office.

Section 10. In surveyors qualified under this Act and County Surveyors may make a certificate of any fact shown by the books, documents and records of any county surveyor's of-

file and may make a certified copy of any book, document or record or entry therein shown by the record of said office, and said certificate and certified copy shall be admissible in evidence as to what said records may disclose, and for such service the surveyor may charge a fee of one dollar for each certificate and thirty-five cents for each one hundred words contained in any certified copy.

Section 11. One who violates any provision of this Act shall be deemed guilty of a misdemeanor and upon conviction shall be fined in any sum not to exceed one thousand dollars.

Section 12. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 13. The importance of the legislation proposed creates an emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three separate days in each house be suspended and that this be placed upon third reading and final passage and that it shall take effect from and after its passage and it is so enacted.

Committee Room,
Austin Texas, July 15, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Internal Improvements to whom was referred.

S. B. No. 36, A bill to be entitled "An Act making it the duty of all owners and operators of oil and gas wells to keep books showing accurate records of oil and gas produced and disposed of together with the price for which same was sold and providing that such books be kept open for the inspection of the Railroad Commission or any representative thereof; providing that report should be made to the Railroad Commission; providing penalties, and declaring an emergency."

Have had said bill under consideration and report same back to the Senate with the recommendation that same do not pass but that the following committee substitute for said Senate Bill No. 36 do pass and be not printed, but be printed in the Journal.

BUCHANAN of Scurry, Chairman.

By Smith.

Committee Substitute
S. B. No. 36.

A BILL To be Entitled

An Act making it the duty of all owners or operators of oil and gas wells, to keep books showing accurately the amount of oil and gas produced and disposed of, with the price for which the same was sold, together with the receipts from the sales or transfer of leases or other property, and the disbursements made in connection with, or for the benefit of such business, which books shall be kept open for the inspection of the Railroad Commission, or any accredited representative thereof, or of any stockholder, or shareholder or royalty-owner in said business, and requiring such owner or operator of such oil or gas wells to report such information to the Railroad Commission of Texas for its information only, when required by the Commission to do so; further requiring any person, firm, partnership, joint stock association, corporation, or other organization, domestic or foreign, operating wholly or partially within this State, acting as principal or agent for another, for the purpose of drilling, owning, or operating any oil or gas well, or owning and controlling leases of oil and mineral rights or the transportation of oil or gas by pipe lines, to immediately file with the Railroad Commission of Texas at Austin, the name of the company or organization, giving the name and post office address of the organization, the plan under which it is organized, and the names and postoffice addresses of the trustee or trustees thereof, and the name and address of the officers and directors thereof; fixing a penalty for the violation of the provisions of this Act; providing that all salaries and expenses necessary to enforce the provisions of Chapter one hundred and fifty-five (155), Acts of the Regular Session of the Thirty-sixth Legislature, to conserve the oil and gas resources of the State, shall be paid out of the fund created by Section 11, Chapter thirty (30), Acts of the Regular Session of the Thirty-fifth Legis-

lature; providing that this Act shall be cumulative of all other laws for the conservation of oil and gas; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. It is hereby made the duty of all owners and operators of oil and gas wells to keep books, showing accurately the amount of oil and gas produced and disposed of, with the price for which the same was sold, together with the receipts from the sale and transfer of leases or other property, and the disbursements made in connection with or for the benefit of such business; which books shall be kept open for the inspection of the Railroad Commission or any accredited representative thereof, and of any stockholder or shareholder or royalty-owner in said business, and shall report such information to the Railroad Commission of Texas for its information only, whenever required by the Commission to do so. Any person, firm, partnership, joint stock association, corporation or other organization, domestic or foreign, operating wholly or partially within this State, acting as principal or agent for another, for the purpose of drilling, owning or operating any oil or gas well, or owning or controlling leases of oil and mineral rights, or the transportation of oil or gas by pipe line, shall immediately file with the Railroad Commission of Texas, at Austin, the name of the company or organization, giving the name and post office address of the organization, the plan under which it was organized, and the names and post office addresses of the trustee or trustees thereof, and the names and postoffice addresses of the officers and directors. Any person, firm, joint stock association, corporation or other organization, or the agent thereof, refusing to comply with any of the provisions of this Section, shall be subject to all the fines and penalties imposed by Article 7, Chapter 155, Acts of the Regular Session of the Thirty-sixth Legislature, approved March 31, 1919.

Sec. 2. All salaries and expenses necessary to enforce the provisions of Chapter 155, Acts of the Regular Session of the Thirty-sixth Legisla-

ture, to conserve the oil and gas resources of the State, shall be paid out of the fund created by Section 11, Chapter 30, Acts of the Regular Session of the Thirty-fifth Legislature.

Sec. 3. This Act shall be cumulative of all other laws for the conservation of oil and gas and the control of pipe lines.

Sec. 4. Whereas the present law does not require drillers, owners, operators and other persons, drilling or owning oil or gas wells to furnish the Railroad Commission the information required in Section 1, and does not require organizations drilling, owning or operating gas or oil wells, to furnish the Commission with complete information concerning said organization, creates an emergency and an imperative public necessity, requiring the suspension of the constitutional rule requiring bills to be read on three several days and said rule is hereby suspended, and this law shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, July 10, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred

S. B. No. 163, A bill to be entitled "An Act to amend Chapter 87 of the Regular Session of the Thirty-sixth Legislature entitled 'An Act to create a more efficient road law for Delta County' and providing for a proper mode for handling funds from the sale of road bonds, and for compensation for members of Permanent Road Board, and declaring an emergency,"

Have had same under consideration and beg to report back to the Senate with the recommendation that it do pass and be not printed.

WOODS, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Finance to whom was referred

S. B. No. 142, A bill to be entitled "An Act to provide for the construction of a road and highway in and

through San Jacinto State Park, and to provide for the use of convict labor for the construction of such road and highway, and to appropriate out of the general revenue not heretofore appropriated the sum of twenty thousand dollars, for the construction and maintenance of such road, and declaring an emergency,"

Have had same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Westbrook, Chairman; Dean, Williford, Clark, Dudley Hertzberg, Caldwell, Strickland, Page, Hopkins.

Committee Room,
Austin Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Finance to whom was referred

S. B. No. 164, A bill to be entitled "An Act making appropriations of the sum of fifteen thousand (\$15,000) dollars or as much thereof as may be necessary, to pay the contingent expenses of the Second Called Session of the Thirty-sixth Legislature of the State of Texas, providing how accounts may be approved, and declaring an emergency,"

Have had the same under consideration and beg leave to report it back to the Senate with recommendation that it do pass and be not printed.

WESTBROOK, Chairman.

Committee Room,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Judicial Districts to whom was referred

H. B. No. 55, A bill to be entitled "An Act to amend Section 8, Chapter 119, of the General Laws of the State of Texas, passed by the Thirty-second Legislature of the State of Texas, 1911, and as amended by Chapter 111 of the General Laws of the State of Texas, as passed by the Thirty-sixth Legislature, relating to the compensation of official shorthand reporters, repealing all laws in conflict with this section, and declaring an emergency,"

Have had the same under consideration and report it back to the Senate with the recommendation

that it do pass and be printed only in the Journal.

Dorough, Chairman; Bailey, Williford, Rector, Hall.

Amend House Bill No. 55 by striking out all of Section 1a, which is the section added to original bill on engrossment.

The amendment was adopted.

T. B. REESE,

Chief Clerk, House of Representatives.

Amend House Bill No. 55 by adding at the end of Section 1, immediately before Section 2 the following:

"Providing that when any party to any civil suit may desire a transcript of the evidence in such suit, the official shorthand reporter reporting such suit shall furnish such transcript to said party, either in narrative form or in question and answer form as may be requested. In the event same is prepared and furnished in narrative form, said official shorthand reporter shall be entitled to the same compensation now provided by law for preparing such transcript in question and answer form, which may be taxed as cost in the suit as is now provided by law with reference to transcript in question and answer form.

COX.

July 16, 1919, adopted.

T. B. REESE,

Chief Clerk, House of Representatives.

Amend House Bill No. 55 by striking out all of Section 1a, which is the section added to original bill on engrossment.

OSBORNE.

July 14, 1919, adopted.

T. B. REESE,

Chief Clerk, House of Representatives.

By Tidwell, et al. H. B. No. 55.

A BILL

To be Entitled

An Act to amend Section 8, Chapter 119, of the General Laws of the State of Texas, passed by the Thirty-second Legislature of the State of Texas, 1911, and as amended by Chapter 11 of the General Laws of the State of Texas as passed by the Thirty-sixth Legislature, relating to the compensation of official shorthand reporters, repealing all laws

in conflict with this Section, and declaring an emergency

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 8 of Chapter 119 of the General Laws of the State of Texas passed by the Thirty-second Legislature, 1911, and as amended by Chapter 111, of the General Laws of the State of Texas, as passed by the Thirty-sixth Legislature, be and the same is hereby amended so as to hereafter read as follows:

Sec. 8. The official shorthand reporter of each district court within this State shall receive a salary of eighteen hundred (\$1,800.00) dollars per annum, in addition to the compensation for transcript fees provided for in this Act. Said salary shall be paid monthly by the commissioners' court of the county in which the court sits, out of the general fund of the county, upon the certificate of the district judge; provided that in districts of two or more counties each county shall pay in proportion to the number of weeks provided by law for holding court in the respective counties; provided that in a district, wherein in any county in the district, the term may continue until the business is disposed of, each county shall pay in proportion to the time court is actually held in such county. Provided that when any criminal case is appealed and the defendant, or in any civil case either party thereto, is not able to pay for a transcript as provided for in Section 5 of this Act, or to give security therefor, he may make affidavit of such fact and upon the making and filing of such affidavit the court shall order the shorthand reporter to make such transcript, in duplicate, and deliver it as herein provided in civil cases, but the reporter shall receive no pay for the same; provided that should any such affidavit so made by such defendant be false he shall be prosecuted and punished as is now provided by law for making false affidavits.

Sec. 1a. It is further provided that quarterly, on the first days of January, April, July and October of each year, the official court stenographer shall file a statement under oath of all sums of money or amounts received or due for services for transcript fees or for other ser-

vices, and that when the salary as herein fixed, together with transcript fees and compensation for all other services shall equal the sum of \$2,500, three-fourths of the excess of \$2,500 shall be paid to the county treasurer to the credit of the general fund.

Sec. 2. All laws and parts of laws in conflict herewith are hereby expressly repealed.

Sec. 3. The crowded condition of the calendar, rendering it improbable that this bill can be read in each house on three several days, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read in each house on three several days be suspended and the same is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, July 16, 1919.

To the Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 152, A bill to be entitled 'An Act to punish the making or use of materially false statements in writing respecting financial condition, for the purpose of obtaining money, property, or credit, where such money, property, or credit amount to more than fifty dollars; whether such statements are made directly or indirectly; making such an offense a felony, and prescribing the punishment therefore,

Having had the same under consideration, beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed but printed in the Journal.

Respectfully submitted,

SUITER, Chairman.

By McNealus,
Caldwell.

S. B. No. 152.

A BILL To Be Entitled

An Act to punish the making or use of materially false statements in writing respecting financial condition, for the purpose of obtaining money, property, or credit, when such money, property, or credit amount to more than fifty dollars; whether such statements are made directly or indirectly; making

such an offense a felony, and prescribing the punishment therefor.

Be it enacted by the Legislature of the State of Texas:

Section 1. Any person (1) who shall knowingly make or cause to be made, either directly or indirectly, or through any agency whatsoever, any materially false statement in writing, with intent that it shall be relied upon, respecting the financial condition, or means or ability to pay, of himself, or any other person, firm or corporation, in which he is interested, or for whom he is acting for the purpose of procuring, in any form whatsoever, either the delivery of personal property, the payment of money, the making of a loan of credit, the extension of a credit, the discount of an account receivable, or the making, acceptance, discount, sale the extension of a credit, the discount, sale or endorsement of a bill of exchange or promissory note, amounting to more than fifty (\$50.00) dollars, for the benefit of either himself or such person, firm or corporation; or

(2) Who, knowing that a false statement in writing has been made respecting the financial condition or means or ability to pay, of himself, or such person, firm, or corporation in which he is interested, or for whom he is acting, procures upon the faith thereof, for the benefit of either himself, or of such person, firm, or corporation, either or any of the things of benefit mentioned in the first subdivision of this section; or

(3) Who, knowing that a statement in writing has been made respecting the financial condition or means or ability to pay of himself or such person, firm, corporation, in which he is interested, or for whom he is acting, represents on a later day, in writing, that such statement therefore made if then again made on said day, would be true, when same would be false and procures upon the faith thereof, for the benefit either of himself or of such person, firm or corporation, either or any of the things of benefit mentioned in the first subdivision of this section:

Shall be deemed guilty of a felony, and upon conviction thereof, shall be punished by imprisonment in the penitentiary not exceeding three

years, or by imprisonment in the county jail not exceeding twelve months, or by a fine not exceeding five hundred dollars, or by both such fine and imprisonment.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 131, A bill to be entitled "An Act to amend Article 1606, Chapter 5 of the Revised Civil Statutes of Texas, 1911, as amended by an Act approved February 24th, 1905, by the Twenty-ninth Legislature, Regular Session, relating to the employment and salaries of stenographers of Courts of Civil Appeals, and fixing the salaries of stenographers of Courts of Civil Appeals, and fixing the salaries of stenographers of Courts of Civil Appeals, and declaring an emergency, and providing that the Act take effect from its passage, and repealing all laws or parts of laws in conflict with the provisions of this Act,"

Have had same under consideration and report same back to the Senate with the recommendation that same do pass and be printed in the Journal only.

Westbrook, Chairman; Dean, Dudley, Williford, Hertzberg, Woods, Page, Strickland Clark, Buchanan of Bell.

By Dorrough.

S. B. No. 131.

A BILL To Be Entitled

An Act to amend Article 1606 Chapter 5, of the Revised Civil Statutes of Texas of 1911, as amended by an Act approved February 24, 1905 by the Twenty-ninth Legislature, Regular Session, relating to the employment and salaries of stenographers of Courts of Civil Appeals, and fixing the salaries of stenographers of Courts of Civil Appeals, and declaring an emergency, and providing that the Act take effect from its passage, and repealing all laws or parts of laws in conflict with the provisions of this Act.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 1606, Chapter 5 of the Revised Statutes of

Texas of 1911, as amended by Act approved February 24, 1905, be so amended as to hereafter reading as follows:

Article 1606. Each Court of Civil Appeals shall be authorized to appoint one stenographer, who shall be a typewriter, who shall discharge such duties as may be required by the court, shall be sworn to keep secret all matters which may come to his knowledge as such stenographer and typewriter, and who shall receive a salary of fifteen hundred dollars per annum, and shall give bond with two or more sureties in the sum of two thousand dollars, to be approved by the presiding judge of said court, payable to the State of Texas, conditioned for the faithful performance of his duties as such stenographer and typewriter.

Sec. 2. All laws or parts of laws in conflict with the provisions of this Act shall be and the same are hereby repealed.

Sec. 3. The fact that the salaries of the stenographers of the Courts of Civil Appeals of this State are totally inadequate and insufficient to retain capable stenographers, and the crowded condition of the calendar and near approach of the close of the session creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and that this Act take effect and be in force from and after its passage, and be it so enacted.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 16, 1919.
Hon. W. A. Johnson, President of the Senate.

Sir: We your Committee on Mining and Drainage Irrigation to whom was referred

H. B. No. 33, A bill to be entitled, "An Act to amend Section 95 of Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas by providing the method and manner of making and collecting water assessments and declaring an emergency."

Have had same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed in bill form but be printed in the Journal.

Dudley, Chairman; Parr, Hertzberg, Buchanan of Scurry, Faust.

By Winfree.

H. B. No. 33.

**A BILL
To Be Entitled**

An Act to amend Section 95 of Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas by providing the method and manner of making and collecting water assessments and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 95 of Chapter 87 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, is hereby amended so as to read as follows:

Section 95. Every person desiring to receive water during the course of the year, or at any time during the year, shall furnish to the secretary of the board of directors a statement in writing of the acreage intended by him to be put under irrigation, and for which water is to be used, and as near as may be, a statement of the several crops to be planted, with the acreage of each, and shall at the same time pay such proportion of the water charge or assessment therefor as may be prescribed by the board of directors. If such statement should not be furnished, or such payment should not be made before the date for fixing the assessments, there shall be no obligation upon the district to furnish such water to such person for that year. The board of directors, on or as soon as practicable after a date in each year to be fixed by a standing order of the board, shall carefully estimate the expense to be incurred during the course of the next succeeding twelve months for the maintenance and operation of the irrigation system. A proportionate part of the amount so estimated not less than one-third, nor more than two-thirds, to be determined from year, to year, by the board of directors, shall be paid by assessment against all irrigable lands within the district, pro rata per acre: that is to say, against all lands to which the district is in condition to furnish water by its then system of canals and laterals, or through extensions thereto of then existing laterals, but without reference as to whether such land is to be actually irrigated or not; and the remainder of the amount so estimated shall be paid by

the persons taking water; or applying for water as aforesaid. This remaining amount shall be equitably pro rated, as nearly as may be, among the applicants for water, and in pro rating same, the board of directors may take into consideration the acreage to be planted by each application for water the crop to be grown by him, and the amount of water per acre to be used by him provided, however that each water user shall pay the same price per acre for use of upon the same class of crops. All assessments shall be paid in installments and at times to be fixed by the order of the board of directors, but if the crop for which such water was furnished shall be harvested prior to time fixed for the payment of any installment, the entire unpaid assessment shall at once become due and shall be paid within ten days after the harvesting of such crop and before the removal of same from the county or counties in which grown. The board of directors shall have power and authority from time to time to adopt, alter and rescind rules, regulations, standing orders and temporary orders, not in conflict with this Act, governing the methods, ways terms and conditions of water service applications for water, assessments for maintenance and operation and the payment and the enforcement of payment of such assessments, and the furnishing of water to persons who have not applied for same before the date of assessment, and to persons who desire to take water for irrigation in excess of their original applications, or for use on other lands than those covered by such applications. The board of directors may, at their discretion, require every person desiring water during the course of the year to enter into a contract with the district, which contract shall indicate the acreage to be water, the crops to be planted, and the amount to become due and the terms of payment; and it may be further required that the water taker shall execute a negotiable note or notes for such amounts, or for parts thereof. The making of such contracts shall not constitute a waiver of the lien given by this Act upon the crops of the water taker for the service furnished to him. If the water taker shall water more land than is called for in his contract, he shall pay for the additional service rendered as and at the times

hereinbefore indicated. To secure money for the operating and maintenance expense of the district, the board of directors shall have authority to borrow money with interest not exceeding ten per cent per annum, and may hypothecate any of its notes or contracts with water takers or accounts against them. The district shall have a first lien superior to all other liens upon all crops of whatsoever kind grown upon each tract of land in the district to secure the payment of the assessment herein provided for, and all such assessments shall bear interest from the time due and payable at the rate of ten per cent per annum. And if suit should be filed therefor, or the same should be collected by any legal proceedings, an additional amount of ten per cent on unpaid principal and interest shall be added to the same as collection or attorney's fees, which collection fees, as well as principal and interest of such assessments shall stand secured by the lien aforesaid. Suits for delinquent water assessments may be brought either in the county in which the irrigation district is situated or in the county in which the defendant resides. All land owners shall be personally liable for all assessments herein provided for, and if they shall fail or refuse to pay same when due the water supply shall be cut off and no water shall be furnished to the land until all back dues are fully paid. This provision shall bind all parties, persons and corporations owning or thereafter acquiring any interest in said lands: provided however, that each and every person, land owner and tenant, holding, owning or possessing land in an irrigation or water improvement district shall be entitled to the use of his proportionate part of the available water supply and whenever he shall have paid or make a proper tender of the current annual dues or assessments under the rules of such districts due for the maintenance fund, he shall be supplied such water without discrimination, and such district shall be liable for a failure to furnish same or for any discrimination against him and his right thereto may be protected by the issuance of an injunction. The directors of all districts shall within ten days after any assessment is due post at a public place in said district a list of all delinquents and shall thereafter keep posted a correct list of

all such delinquents; provided however, that if the parties owning such assessments shall have executed notes and contracts as hereinbefore provided they shall not be placed upon such delinquent list until after the maturity of such notes and contracts. In the event that contract shall be made with the United States, the remedies in this Section hereinbefore provided in favor of the district shall apply with regard to the operation and maintenance and rental charges which may become due to the United States. Provided, however, that the Federal reclamation laws and in particular the Reclamation Extension Act approved August 13, 1914, and any Acts amendatory thereof, shall be applicable. Moreover, all water the right to the use of which is acquired by the district under contract with the United States, shall be distributed and apportioned by the district in accordance with the Acts of Congress and rules and regulations of the Secretary of the Interior and the provisions of such contract in relation thereto.

Sec. 2. The fact that there is now no adequate law fixing the venue of suits by water improvement districts for delinquent water assessments, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and the same is hereby suspended, and that this Act take effect and be in force from and after its passage and it is so enacted.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 16, 1919.
Hon. W. A. Johnson, President of
the Senate.

Sir: Your Committee on Mining and Irrigation, have considered House Bill No. 87 and recommend that it do pass and be not printed in bill form but printed in the Journal.

Dudley, Chairman; Pharr, Hertzberg, Buchanan of Scurry, Faust.

By Canales. H. B. No. 87.

A BILL
To be Entitled

An Act to amend Section 6 and 7 of Chapter 25, Acts of the Thirty-fifth Legislature, Fourth Called Session, approved March 21, 1918, providing how Water Improve-

ment district and drainage districts may be constituted conservation and reclamation districts, and how they shall be governed and controlled, and to add to said Chapter 25 a new section following Section 5, to be known as Section 5a, authorizing the levy of taxes in certain cases upon a benefit basis instead of an ad valorem basis, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Section 6 of Chapter 25, Acts of the Thirty-fifth Legislature, Fourth Called Session, be and the same is hereby amended so that same shall hereafter read as follows:

"Section 6. Any conservation and reclamation district organized for the purpose for which water improvement districts and irrigation districts have heretofore been organized, or any water improvement district or irrigation district becoming a conservation and reclamation district under the terms hereof, shall be governed and controlled by the provisions of Chapter 87, Acts of the Thirty-fifth Legislature, Regular Session, and amendments thereof, except as herein otherwise provided."

"Sec. 2. That Section 7 of Chapter 25, Acts of the Thirty-fifth Legislature, Fourth Called Session, be and the same is hereby amended so that same shall hereafter read as follows:

"Section 7. Any drainage district heretofore organized or hereafter to be organized under the laws of this State, may by a petition in writing to the commissioners court, on hearing before such court, as provided for in Section 2, 3 and 4, Chapter 118, Acts of the Thirty-second Legislature, passed at its Regular Session in 1911, and prior laws and amendments thereof, upon the order of said court to that effect entered of record, become such conservation and reclamation district without change of name or impairment of its obligations."

Sec. 3. That Chapter 25, Acts of the Thirty-fifth Legislature, Fourth Called Session, be amended by adding thereto another section to be known as Section 5a as follows:

Section 5a. Any water improvement district organized under authority of

Section 59 authority of Article 16 of the Constitution, and Chapter 25, General Laws, Fourth Called Session, Thirty-fifth Legislature, as well as any water improvement district which may have been created prior to the adoption of such constitutional amendment, and which shall have availed itself, or may hereafter avail itself, of the benefits of Section 59 or Article 16 of the Constitution, may, as the time of its creation, or at any time thereafter before such district shall have issued bonds, submit to the qualified electors of such district the question whether the taxes to be levied therein, or any part thereof, shall be levied, assessed and collected upon an "equitable" basis in proportion to benefits to be conferred by the organization, operation and maintenance of such district and the work and improvements to be created thereby, or whether such taxation or any portion thereof shall be levied upon an ad valorem basis. Such question shall be submitted to the qualified voters of such district at any time and in any manner that the governing body of such water improvement district may elect, and the ballots to be used shall have printed thereon in substance the following: "For the levy of taxes upon a benefit basis instead of an ad valorem basis," and "Against the levy of taxes on a benefit basis instead of an ad valorem basis." And such election shall be governed by the provisions of Chapter 87 of the General Laws of the Thirty-fifth Legislature, Regular Session, so far as applicable. If a majority of the votes cast at such election shall be in favor of the levy and collection of the taxes, or any part thereof, upon an equitable basis in proportion to benefits, instead of upon an ad valorem basis, then the directors of such district shall at some convenient time thereafter, and from time to time as may be necessary, sit as a board to apportion and assess the benefits to be conferred upon any and all property situated within such water improvement district, and shall cause a record to be made, showing the amount and value of the benefits computed to accrue to all of the property situated within such district and subject to taxation, and the amount of taxes upon such basis to be levied against and collected

from such property; provided, that no taxes so assessed or adjudged against such property shall be in excess of the benefit accruing and to accrue to such property from the organization, operation and maintenance of such district and the improvements to be acquired or constructed thereby. After such record shall have been made up, the board shall cause notice to be mailed to each property owner whose name appears upon such record, showing the amount of taxes to be levied against such property, and fixing a date and place at which such owner may appear and contest the correctness and equitableness of such tax. And after such hearing such board of directors or other governing body shall determine the equitableness of the tax and sustain, reduce, or increase the same, as in their judgment shall be just and equitable; and the decision of such board shall be final. All of the provisions of Chapter 87, General Laws, Thirty-fifth Legislature, Regular Session, and amendments thereto, not inconsistent herewith shall apply to the levy, assessments and collections of the taxes herein provided for.

Sec. 4. The fact that the present provision of said Section 6 contains a typographical error in using the term "Chapter 57" in place of "Chapter 87" and Section 7 contains a typographical error in using the term "Chapter 36, General Laws of 1913" in place of "Chapter 118, Acts of the Thirty-second Legislature, passed at its Regular Session in 1911," and the benefits of said law are hereby denied to such districts and said fact seriously affects the development of the agricultural interests of the State in many parts of the State, creates an emergency, and an imperative public necessity exists requiring the suspension of the constitutional rule requiring bills to be read on three several days, and it is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Enrolling Committee Reports.

Committee Room,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled

Bill have carefully examined and compared Senate Concurrent Resolution No. 20, copy of which is hereto attached, and find it correctly enrolled, and have this day at 11 o'clock, a. m. presented the same to the Governor for his approval.

SMITH, Chairman.

By Carlock. S. C. R. No. 20.

Whereas, the Honorable Ben. M. Terrell, Judge of the Sixty-seventh District Court, will in all probability be compelled to be absent from the State during the months of July and August of the present year, and also the months of July and August of 1920, due to the serious illness of his wife; therefore, be it

Resolved, by the Legislature of the State of Texas, That leave is hereby granted to the said Honorable Ben. M. Terrell to be absent from the State of Texas during the months named.

Committee Room,

Austin, Texas, July 16, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bill have carefully examined and compared Senate Concurrent Resolution No. 22, copy of which is hereto attached, and find it correctly enrolled, and have this day at 11 o'clock a. m. presented the same to the Governor for his approval.

SMITH, Chairman.

By Smith. S. C. R. No. 22.

Whereas, it is necessary that Hon. P. O. Beard, Judge of the Seventy-first Judicial District of the State of Texas, be absent from the State during the month of August this year, and the month of July and August, 1920; therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That leave of absence be granted the said Judge P. O. Beard, Judge of the Seventy-first Judicial District, for the month of August, 1919, and also the months of July and August, 1920.

TWENTIETH DAY.

Senate Chamber,
Austin, Texas,

Thursday, July 17, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hertzberg.
Bailey,	Hopkins.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Caldwell.	Page.
Carlock.	Parr.
Clark.	Rector.
Cousins.	Smith.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Witt.
Floyd.	Woods.
Hall.	

Absent—Excused.

Gibson.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Petitions and Memorials.

See Appendix.

Standing Committee Report.

See Appendix.

Simple Resolution No. 30.

Whereas, by Chapter 166, page 377 of the Acts of the Regular Session of the Thirty-fifth Legislature the Comptroller of Public Accounts was authorized to employ special agents or attorneys to collect the inheritance taxes and to pay for such service not more than 10 per cent of the amount of taxes collected as compensation; and

Whereas, by Chapter 164, page 318 of the Acts of the Regular Session of the Thirty-sixth Legislature, the law relating to the collection of inheritance taxes was amended so as